

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0265.03 Nate Carr x2584

HOUSE BILL 18-1375

HOUSE SPONSORSHIP

Willett and Lee, Foote, Herod, Wist

SENATE SPONSORSHIP

Gardner, Cooke, Guzman, Holbert, Kagan

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE NONSUBSTANTIVE REVISION OF STATUTES IN THE
102 COLORADO REVISED STATUTES, AS AMENDED, AND, IN
103 CONNECTION THEREWITH, AMENDING OR REPEALING OBSOLETE,
104 IMPERFECT, AND INOPERATIVE LAW TO PRESERVE THE
105 LEGISLATIVE INTENT, EFFECT, AND MEANING OF THE LAW.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Committee on Legal Services - Revisor's Bill. To improve the clarity and certainty of the statutes, the bill amends, repeals, and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

reconstructs various statutory provisions of law that are obsolete, imperfect, or inoperative. The specific reasons for each amendment or repeal are set forth in the appendix to the bill. The amendments made by the bill are not intended to change the meaning or intent of the statutes, as amended.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 6-1-112, **amend**
3 (1)(f)(I) as follows:

4 **6-1-112. Civil penalties.** (1) The attorney general or a district
5 attorney may bring a civil action on behalf of the state to seek the
6 imposition of civil penalties as follows:

7 (f) (I) Any person who violates section 6-16-111 (1)(a) to (1)(g)
8 shall forfeit and pay a civil penalty of up to ten thousand dollars for each
9 violation, with a cap of three million dollars for a related series of
10 violations. In determining a civil penalty under this ~~paragraph (f)~~
11 SUBSECTION (1)(f), the court shall adjust the limitations cap for inflation
12 based on the cumulative annual adjustment for inflation for each full year
13 since August 10, 2016. The adjustments made under this ~~subparagraph (f)~~
14 SUBSECTION (1)(f)(I) are rounded upward or downward to the nearest
15 ten-dollar increment. As used in this ~~subparagraph (f)~~ SUBSECTION
16 (1)(f)(I), "inflation" means the annual percentage change in the United
17 States department of labor's bureau of labor statistics consumer price
18 index for ~~the Denver-Boulder-Greeley metropolitan statistical area~~
19 DENVER-AURORA-LAKEWOOD for ~~the price of all items paid by all urban~~
20 consumers, or its successor index.

21 **SECTION 2.** In Colorado Revised Statutes, 8-14.3-202, **amend**
22 (9) as follows:

23 **8-14.3-202. Definitions.** As used in this part 2, unless the context

1 otherwise requires:

2 (9) "Work force center" means a work force center created by a
3 work force ~~investment~~ DEVELOPMENT board pursuant to the "Colorado
4 ~~Work Force Investment~~ CAREER ADVANCEMENT Act", part 2 of article 83
5 of this title 8.

6 **SECTION 3.** In Colorado Revised Statutes, 10-16-104, **amend**
7 (1.3)(b)(II)(B) as follows:

8 **10-16-104. Mandatory coverage provisions - definitions -**
9 **rules. (1.3) Early intervention services. (b) (II) (B)** For grandfathered
10 health benefit plans, the coverage required by this subsection (1.3) per
11 calendar or policy year for early intervention services for each eligible
12 dependent child from birth up to the child's third birthday is limited to six
13 thousand three hundred sixty-one dollars, including case management
14 costs. Effective January 1, 2014, and each January 1 thereafter, the
15 commissioner shall annually adjust the dollar limit for early intervention
16 services coverage based on the DENVER-AURORA-LAKEWOOD consumer
17 price index ~~for the Denver-Boulder-Greeley metropolitan statistical area~~
18 for the state fiscal year that ends in the immediately preceding calendar
19 year, or by an additional amount equal to the increase by the general
20 assembly in the annual appropriated rate to serve one child for one fiscal
21 year in the state-funded early intervention program if that increase is more
22 than the consumer price index increase.

23 **SECTION 4.** In Colorado Revised Statutes, 10-16-119.5, **amend**
24 (3) as follows:

25 **10-16-119.5. Stop-loss health insurance for small employers of**
26 **not more than fifty employees - requirements - definitions - rules.**

27 (3) The commissioner may, by rule, change the dollar amounts in

1 subsection (2) of this section based upon changes in the medical
2 components of the DENVER-AURORA-LAKEWOOD consumer price index.
3 ~~for the Denver-Boulder-Greeley metropolitan statistical area.~~ Any change
4 in these dollar amounts must be made at least six months prior to the
5 effective date of the change.

6 **SECTION 5.** In Colorado Revised Statutes, 12-35.5-110, **amend**
7 (1)(f)(I)(B) as follows:

8 **12-35.5-110. Scope of article - exclusions - authority for**
9 **clinical setting.** (1) Nothing in this article 35.5 prohibits or requires a
10 massage therapy license for any of the following:

11 (f) (I) The practice of animal massage if the person performing
12 massage on an animal:

13 (B) Has earned a degree or certificate in animal massage from a
14 school approved by the private occupational school division of the
15 Colorado department of higher education under article 64 of title 23, an
16 out-of-state school offering an animal massage program with an
17 accreditation recognized by the United States department of education, or
18 a school that is exempt under section ~~12-59-104~~ 23-64-104.

19 **SECTION 6.** In Colorado Revised Statutes, 12-42.5-203, **amend**
20 (2)(a) as follows:

21 **12-42.5-203. Pharmacy peer health assistance fund.** (2) (a) As
22 a condition of licensure and licensure renewal in this state, every
23 applicant shall pay to the administering entity that has been selected by
24 the board pursuant to ~~subsections (2)(c) and (2)(d)~~ of this section an
25 amount set by the board not to exceed fifty-six dollars biennially. The
26 amount must be used to support designated providers that have been
27 selected by the board to provide assistance to pharmacists and interns

1 needing help in dealing with physical, emotional, psychiatric, or
2 psychological problems or behavioral, mental health, or substance use
3 disorders that may be detrimental to their ability to practice.

4 **SECTION 7.** In Colorado Revised Statutes, 12-47-412, **amend**
5 (9)(a) as follows:

6 **12-47-412. Tavern license.** (9) (a) At the time a tavern license
7 is due for renewal or by one year after August 10, 2016, whichever occurs
8 later, a tavern licensed under this section that does not have as its
9 principal business the sale of alcohol beverages, has a valid license on ~~the~~
10 ~~effective date of this section~~ AUGUST 10, 2016, and is a lodging and
11 entertainment facility may apply to, and the applicable local licensing
12 authority shall, convert the tavern license to a lodging and entertainment
13 license under section 12-47-426, and the licensee may continue to operate
14 as a lodging and entertainment facility licensee. If a tavern licensee does
15 not have as its principal business the sale of alcohol beverages but is not
16 a lodging and entertainment facility, at the time the tavern license is due
17 for renewal or by one year after August 10, 2016, whichever occurs later,
18 the licensee may apply to, and the applicable local licensing authority
19 shall, convert the tavern license to another license under this article **47**,
20 if any, for which the person qualifies.

21 **SECTION 8.** In Colorado Revised Statutes, 12-47-901, **amend**
22 (1)(l) as follows:

23 **12-47-901. Unlawful acts - exceptions - definitions.** (1) Except
24 as provided in section 18-13-122, C.R.S., it is unlawful for any person:

25 (l) Who is a common carrier regulated under article ~~10 or 11~~ 10.1
26 of title 40, ~~C.R.S.~~, or is an agent or employee of such common carrier, to
27 deliver alcohol beverages for any person who has not been issued a

1 license or permit pursuant to this article ~~47~~;

2 **SECTION 9.** In Colorado Revised Statutes, 13-4-102, **amend**
3 (2)(gg) as follows:

4 **13-4-102. Jurisdiction.** (2) The court of appeals has initial
5 jurisdiction to:

6 (gg) Review final actions and orders appropriate for judicial
7 review of the department of revenue relating to penalties for violations of
8 statutes relating to the sale of cigarettes, ~~and~~ tobacco products, OR
9 NICOTINE PRODUCTS to minors pursuant to section 24-35-505 (5); ~~C.R.S.~~;

10 **SECTION 10.** In Colorado Revised Statutes, 13-65-103, **amend**
11 (2)(f) as follows:

12 **13-65-103. Compensation for certain exonerated persons -**
13 **monetary compensation - financial literacy training - penalty for lack**
14 **of a qualified health plan - expungement of records - damages**
15 **awarded in civil actions.** (2) A district court that directs the state court
16 administrator to compensate an exonerated person or an immediate family
17 member of an exonerated person pursuant to this section shall reduce the
18 directions to writing and include within the directions:

19 (f) A statement notifying the person and the state court
20 administrator that, pursuant to section ~~24-30-209 (4)~~ 13-3-114 (4), the
21 exonerated person is required to complete a personal financial
22 management instruction course before the state court administrator may
23 issue to the exonerated person more than one annual payment of monetary
24 compensation or a lump-sum payment, as described by section 13-3-114
25 (8);

26 **SECTION 11.** In Colorado Revised Statutes, 15-1-1106, **amend**
27 (d)(1) as follows:

1 **15-1-1106. Release or modification of restrictions on**
2 **management, investment, or purpose.** (d) If an institution determines
3 that a restriction contained in a gift instrument on the management,
4 investment, or purpose of an institutional fund is unlawful, impracticable,
5 impossible to achieve, or wasteful, the institution, sixty days after
6 notification to the attorney general, may release or modify the restriction,
7 in whole or part, if:

8 (1) The institutional fund, subject to the restriction, has a total
9 value of less than one hundred thousand dollars; except that the dollar
10 limit established in this paragraph (1) shall be adjusted for inflation in
11 accordance with the annual percentage change in the United States
12 department of labor, bureau of labor statistics, consumer price index for
13 ~~Denver-Boulder-Greeley~~, DENVER-AURORA-LAKEWOOD FOR all items
14 AND all urban consumers, or its successor index. On or before January 1,
15 2010, and each even-numbered year thereafter, the attorney general shall
16 calculate the adjusted dollar amount for the next two-year cycle using
17 inflation for the prior two calendar years as of the date of the calculation.
18 The adjusted exemption shall be rounded upward to the nearest
19 one-hundred-dollar increment. The attorney general shall certify the
20 amount of the adjustment for the next two-year cycle and shall publish the
21 amount on the attorney general's website.

22 **SECTION 12.** In Colorado Revised Statutes, 15-14-745, **amend**
23 (2)(b) as follows:

24 **15-14-745. Effect on existing powers of attorney.** (2) (b) To the
25 extent of any conflict between this subsection (2) and ~~either part 13 of~~
26 ~~article 1 of this title or~~ section 15-14-501, this subsection (2) shall
27 control.

1 and grantor transfers, sells, and conveys on grantor's death to the
2 grantee-beneficiary, the following described real property located
3 in the County of _____, State of Colorado:

4 (insert legal description here)

5 Known and numbered as _____

6 THIS BENEFICIARY DEED IS REVOCABLE. IT DOES NOT
7 TRANSFER ANY OWNERSHIP UNTIL THE DEATH OF THE
8 GRANTOR. IT REVOKES ALL PRIOR BENEFICIARY
9 DEEDS BY THIS GRANTOR FOR THIS REAL PROPERTY
10 EVEN IF THIS BENEFICIARY DEED FAILS TO CONVEY
11 ALL OF THE GRANTOR'S INTEREST IN THIS REAL
12 PROPERTY.

13 WARNING: EXECUTION OF THIS BENEFICIARY DEED
14 MAY DISQUALIFY THE GRANTOR FROM BEING
15 DETERMINED ELIGIBLE FOR, OR FROM RECEIVING,
16 MEDICAID UNDER ~~TITLE 26~~ TITLE 25.5, COLORADO
17 REVISED STATUTES.

18 WARNING: EXECUTION OF THIS BENEFICIARY DEED
19 MAY NOT AVOID PROBATE.

20 Executed this _____.

21 (Date)

22 _____

23 (Grantor)

24 **SECTION 14.** In Colorado Revised Statutes, 15-16-801, **amend**
25 (8)(b) as follows:

26 **15-16-801. Definitions.** As used in this part 8, unless the context
27 otherwise requires:

1 (8) (b) A person who holds a nonfiduciary power over a trust,
2 including a power of appointment as defined in section ~~15-2-102~~
3 15-2.5-102 (14), is not subject to the provisions of this part 8, regardless
4 of whether he or she is described as a "trust advisor" within a governing
5 instrument.

6 **SECTION 15.** In Colorado Revised Statutes, **amend as amended**
7 **by House Bill 18-1027** 16-2.5-121 as follows:

8 **16-2.5-121. Executive director of the department of revenue**
9 **- senior director of enforcement for the department of revenue.** The
10 executive director and the senior director of enforcement of the
11 department OF REVENUE are peace officers while engaged in the
12 performance of their duties whose authority includes the enforcement of
13 laws and rules regarding automobile dealers pursuant to section 12-6-105
14 (3), the lottery pursuant to sections 44-40-106 (3) and 44-40-107 (8),
15 medical marijuana pursuant to article 43.3 of title 12, limited gaming
16 pursuant to article 30 of title 44, liquor pursuant to section 12-47-904 (1),
17 and racing events pursuant to section 12-60-203 (1), and the enforcement
18 of all laws of the state of Colorado and who may be certified by the
19 P.O.S.T. board.

20 **SECTION 16.** In Colorado Revised Statutes, 16-18.5-106.5
21 **amend as amended by House Bill 18-1027** (3)(a) as follows:

22 **16-18.5-106.5. Lottery winnings offset - restitution.**
23 (3) (a) Except as otherwise provided in subsection (5) of this section,
24 upon notification by the department OF REVENUE of amounts deposited
25 with the state treasurer pursuant to section 44-40-114, and upon the
26 transfer of the amounts by the state treasurer to the court in which the
27 restitution obligation is pending, the court shall disburse the amounts in

1 accordance with this subsection (3).

2 **SECTION 17.** In Colorado Revised Statutes, 17-1-104.3, **amend**

3 (1)(b) as follows:

4 **17-1-104.3. Correctional facilities - locations - security level.**

5 (1)(b) The correctional facilities operated by the department, the location
6 of such facilities, and the designated security level of such facilities shall
7 be as follows:

8 Correctional facility	Location	Security level
9 Colorado state 10 penitentiary	Fremont county	Level V
11 Centennial correctional 12 facility	Fremont county	Level V
13 Limon correctional 14 facility	Lincoln county	Level IV
15 Arkansas Valley 16 correctional facility	Crowley county	Level III
17 Buena Vista 18 correctional complex	Chaffee county	Level III
19 Colorado Territorial 20 correctional facility	Fremont county	Level III
21 Fremont correctional 22 facility	Fremont county	Level III
23 Arrowhead 24 correctional center	Fremont county	Level II
25 Four Mile 26 correctional center	Fremont county	Level II
27 Skyline correctional	Fremont county	Level I

1	center		
2	Colorado correctional	Jefferson county	Level I
3	center		
4	Delta correctional	Delta county	Level I
5	center		
6	Rifle correctional	Garfield county	Level I
7	center		
8	Colorado correctional	Chaffee county	Level I
9	alternative program		
10	Colorado women's	Fremont county	Level IV
11	correctional facility		
12	Denver reception and	City and county	Level V
13	diagnostic center	of Denver	
14	La Vista correctional	Pueblo county	Level III
15	facility		
16	San Carlos	Pueblo county	Level V
17	correctional facility		
18	Sterling correctional	Logan county	Level V
19	facility		
20	Trinidad correctional	Las Animas county	Level II
21	facility		
22	Denver women's	City and county	Level V
23	correctional facility	of Denver	
24	Youthful offender	Pueblo county	Level III
25	system		

26 **SECTION 18.** In Colorado Revised Statutes, 17-2-102, **amend**
27 (10)(b) as follows:

1 **17-2-102. Division of adult parole - general powers, duties, and**
2 **functions - definition - repeal.** (10) (b) For purposes of this subsection
3 (10), and ~~section 17-2-106, "branch parole office" means any real estate~~
4 ~~in this state that the division of adult parole, on behalf of the department~~
5 ~~of corrections, may acquire by purchase, leasehold, or other method for~~
6 ~~the purpose of operating an office to perform any function required or~~
7 ~~permitted by this title concerning parolee interview, reporting, testing,~~
8 ~~screening, and supervision "BRANCH PAROLE OFFICE" HAS THE SAME~~
9 MEANING AS PROVIDED IN SECTION 17-2-106.

10 **SECTION 19.** In Colorado Revised Statutes, 17-2-201, **amend**
11 (4)(f)(I)(D) as follows:

12 **17-2-201. State board of parole - duties - definitions.** (4) The
13 board has the following powers and duties:

14 (f) (I) To conduct an initial or subsequent parole release review
15 in lieu of a hearing, without the presence of the inmate, if:

16 (D) The inmate is assessed to be a "low" or "very low" risk on the
17 validated risk assessment instrument developed pursuant to section
18 17-22.5-404 (2), ~~and~~ THE INMATE meets readiness criteria established by
19 the board, and victim notification is not required pursuant to section
20 24-4.1-302.5.

21 **SECTION 20.** In Colorado Revised Statutes, 17-2-217, **amend**
22 (1) as follows:

23 **17-2-217. Release hearing officers - pilot program.** (1) The
24 department and the board are hereby authorized to conduct a release
25 hearing officers pilot program that utilizes the officers described in
26 section ~~17-2-201(3)(c.5)~~ 17-2-201 (3)(h.1).

27 **SECTION 21.** In Colorado Revised Statutes, 18-1-1001, **amend**

1 (9)(I)(I) as follows:

2 **18-1-1001. Protection order against defendant - definitions.**

3 (9) (I) (I) A law enforcement agency that elects in good faith to not store
4 a firearm or ammunition for a defendant pursuant to ~~sub-subparagraph~~
5 ~~(B) of subparagraph (III) of paragraph (b) of this subsection (9)~~
6 SUBSECTION (9)(b)(II) OF THIS SECTION shall not be held criminally or
7 civilly liable for such election not to act.

8 **SECTION 22.** In Colorado Revised Statutes, **amend**
9 18-1.3-103.4 as follows:

10 **18-1.3-103.4. Senate Bill 13-250 - legislative intent -**
11 **clarification of internal reference to level 4 drug felonies.** The intent
12 of the general assembly in enacting Senate Bill 13-250 was to allow
13 courts, for offenses committed on and after October 1, 2013, to vacate
14 certain level 4 drug felony convictions and enter misdemeanor
15 convictions if the offender completes community-based sentencing.
16 While the term "level 4 drug felony" to which section 18-1.3-103.5 (3)(b)
17 refers was described in section ~~18-8-405 (2)(c)(H)~~ 18-18-405 (2)(c)(II) of
18 the introduced version of Senate Bill 13-250, an amendment to the bill
19 during the legislative process moved the level 4 drug felony description
20 to section ~~18-8-405 (2)(d)~~ 18-18-405 (2)(d). The conforming change was
21 not made to the internal reference in section 18-1.3-103.5 (3)(b), resulting
22 in an incorrect internal reference being published in the 2013 version of
23 the Colorado Revised Statutes. When enacting Senate Bill 13-250, it was
24 the intent of the general assembly that the level 4 drug felonies to which
25 section 18-1.3-103.5 (3)(b) refers be those described in section ~~18-8-405~~
26 ~~(2)(d)~~ 18-18-405 (2)(d). Accordingly, by the passage of Senate Bill
27 14-163, enacted in 2014, the general assembly corrects the internal

1 reference found in section 18-1.3-103.5 (3)(b). The correction to the
2 internal reference is effective as of the effective date of Senate Bill
3 13-250, October 1, 2013, and applies to offenses committed on or after
4 October 1, 2013.

5 **SECTION 23.** In Colorado Revised Statutes, 18-1.3-1201,
6 **amend** (5)(c)(II.5) as follows:

7 **18-1.3-1201. Imposition of sentence in class 1 felonies -**
8 **appellate review.** (5) For purposes of this section, the following are
9 aggravating factors:

10 (c) The defendant intentionally killed any of the following persons
11 while the person was engaged in the course of the performance of the
12 person's official duties, and the defendant knew or reasonably should
13 have known that the victim was a person engaged in the performance of
14 the person's official duties, or the victim was intentionally killed in
15 retaliation for the performance of the victim's official duties:

16 (II.5) An emergency medical service provider, as defined in
17 section ~~18-3-201(1)~~ 18-3-201 (1.3); or

18 **SECTION 24.** In Colorado Revised Statutes, 18-1.9-105, **amend**
19 (2) as follows:

20 **18-1.9-105. Task force funding - staff support.** (2) The director
21 of research of the legislative council, the director of the office of
22 legislative legal services, the director of the division of criminal justice
23 within the department of public safety, the director of the office of
24 behavioral health, and the executive directors of the departments
25 represented on the task force may supply staff assistance to the task force
26 as they deem appropriate within existing appropriations or if money is
27 credited to the treatment of persons with mental ~~illness~~ HEALTH

1 DISORDERS in the criminal and juvenile justice systems ~~cash~~ fund created
2 in section 18-1.9-106 for the purpose of and in an amount sufficient to
3 fund staff assistance. The task force may also accept donations of in-kind
4 services for staff support from the private sector.

5 **SECTION 25.** In Colorado Revised Statutes, 18-3-107, **amend**
6 (2) as follows:

7 **18-3-107. First degree murder of a peace officer, firefighter,**
8 **or emergency medical service provider - legislative declaration.**

9 (2) As used in this section, "peace officer, firefighter, or emergency
10 medical service provider engaged in the performance of his or her duties"
11 means a peace officer, as described in section 16-2.5-101, ~~C.R.S.~~, a
12 firefighter, as defined in section 18-3-201 (1.5), or an emergency medical
13 service provider, as defined in section ~~18-3-201 (1)~~ 18-3-201 (1.3), who
14 is engaged or acting in, or who is present for the purpose of engaging or
15 acting in, the performance of any duty, service, or function imposed,
16 authorized, required, or permitted by law to be performed by a peace
17 officer, firefighter, or emergency medical service provider, whether or not
18 the peace officer, firefighter, or emergency medical service provider is
19 within the territorial limits of his or her jurisdiction, if the peace officer,
20 firefighter, or emergency medical service provider is in uniform or the
21 person committing an assault upon or offense against or otherwise acting
22 toward the peace officer, firefighter, or emergency medical service
23 provider knows or reasonably should know that the victim is a peace
24 officer, firefighter, or emergency medical service provider.

25 **SECTION 26.** In Colorado Revised Statutes, 18-3.5-108, **amend**
26 (5)(d) and (5)(f) as follows:

27 **18-3.5-108. Aggravated vehicular unlawful termination of**

1 **pregnancy - definitions.** (5) (d) No person except a physician, a
2 registered nurse, an emergency medical service provider as certified in
3 part 2 of article 3.5 of title 25, C.R.S., ~~an emergency medical technician~~
4 ~~as defined in part 1 of article 3.5 of title 25, C.R.S.~~, or a person whose
5 normal duties include withdrawing blood samples under the supervision
6 of a physician or registered nurse shall be entitled to withdraw blood for
7 the purpose of determining the alcohol or drug content therein. In any trial
8 for a violation of ~~paragraph (b) of subsection (1)~~ SUBSECTION (1)(a) of
9 this section, testimony of a law enforcement officer that he or she
10 witnessed the taking of a blood specimen by a person who he or she
11 reasonably believed was authorized to withdraw blood specimens shall be
12 sufficient evidence that the person was so authorized, and testimony from
13 the person who obtained the blood specimens concerning the person's
14 authorization to obtain blood specimens shall not be a prerequisite to the
15 admissibility of test results concerning the blood specimens obtained. No
16 civil liability shall attach to any person authorized to obtain blood, breath,
17 saliva, or urine specimens or to any hospital, clinic, or association in or
18 for which such specimens are obtained pursuant to this subsection (5) as
19 a result of the act of obtaining such specimens from any person if such
20 specimens were obtained according to the rules ~~and regulations~~
21 prescribed by the state board of health; except that this subsection (5)
22 ~~shall~~ DOES not relieve any such person from liability for negligence in the
23 obtaining of any specimen sample.

24 (f) If a person refuses to take, complete, or cooperate in
25 completing any test or tests as provided in this subsection (5) and the
26 person subsequently stands trial for a violation of ~~paragraph (b) of~~
27 ~~subsection (1)~~ SUBSECTION (1)(a) of this section, the refusal to take,

1 complete, or cooperate with completing any test or tests shall be
2 admissible into evidence at the trial, and the person may not claim the
3 privilege against self-incrimination with regard to the admission of his or
4 her refusal to take, complete, or cooperate with completing any test or
5 tests.

6 **SECTION 27.** In Colorado Revised Statutes, 18-6-801, **amend**
7 (8)(j)(I) as follows:

8 **18-6-801. Domestic violence - sentencing.** (8) (j) (I) A law
9 enforcement agency that elects in good faith to not store a firearm or
10 ammunition for a defendant pursuant to ~~sub-subparagraph (B) of~~
11 ~~subparagraph (H) of paragraph (b) of this subsection (8)~~ SUBSECTION
12 (8)(b)(II) OF THIS SECTION shall not be held criminally or civilly liable for
13 such election not to act.

14 **SECTION 28.** In Colorado Revised Statutes, **repeal** 18-12-216
15 as follows:

16 **18-12-216. Permits issued prior to May 17, 2003.** ~~(1) A permit~~
17 ~~issued pursuant to section 18-12-105.1, as it existed prior to its repeal,~~
18 ~~shall permanently expire on June 30, 2007, or on the expiration date~~
19 ~~specified on the permit, whichever occurs first. A person who submitted~~
20 ~~a full set of fingerprints to obtain a permit prior to May 17, 2003, upon~~
21 ~~expiration of the permit, may apply for renewal of the permit as provided~~
22 ~~in this part 2. A person who did not submit a full set of fingerprints to~~
23 ~~obtain a permit prior to May 17, 2003, upon expiration of the permit, may~~
24 ~~apply for a new permit as provided in this part 2.~~

25 ~~(2) Within one hundred twenty days prior to the expiration of a~~
26 ~~permit issued pursuant to section 18-12-105.1, as it existed prior to its~~
27 ~~repeal, the issuing authority shall send a notice of expiration to the~~

1 ~~permittee to notify the permittee of the permit expiration as provided in~~
2 ~~subsection (1) of this section and of his or her ability to renew the permit~~
3 ~~or obtain a new permit as provided in subsection (1) of this section.~~

4 **SECTION 29.** In Colorado Revised Statutes, **amend** 18-18-402
5 as follows:

6 **18-18-402. Definitions - terms used.** As used in this part 4,
7 unless this part 4 otherwise provides or unless the context otherwise
8 requires, terms used in this part 4 shall have the same meanings as those
9 set forth in part 2 1 of this article **18**.

10 **SECTION 30.** In Colorado Revised Statutes, 18-18-428, **amend**
11 (1)(b)(II) as follows:

12 **18-18-428. Possession of drug paraphernalia - penalty.**

13 (1) (b) (II) Prior to assessing or treating a person, an emergency medical
14 ~~technician~~ SERVICE PROVIDER, AS DEFINED IN SECTION 18-3-201 (1.3), or
15 other first responder may ask the person whether the person is in
16 possession of a hypodermic needle or syringe that may cut or puncture the
17 technician or first responder. If a hypodermic needle or syringe is on the
18 person, and the person, either in response to the question or voluntarily,
19 alerts the ~~technician~~ EMERGENCY MEDICAL SERVICE PROVIDER or first
20 responder of that fact, a peace officer shall not arrest or cite the person
21 pursuant to this section for the hypodermic needle or syringe or section
22 18-18-403.5 for any minuscule, residual controlled substance that may be
23 present in a used hypodermic needle or syringe, and the district attorney
24 shall not charge or prosecute the person pursuant to this section for the
25 hypodermic needle or syringe or section 18-18-403.5 for any minuscule,
26 residual controlled substance that may be present in a used hypodermic
27 needle or syringe.

1 **SECTION 31.** In Colorado Revised Statutes, 23-1-106, **amend**
2 (7)(c)(I)(B) as follows:

3 **23-1-106. Duties and powers of the commission with respect**
4 **to capital construction and long-range planning - legislative**
5 **declaration - report - definitions.** (7) (c) (I) (B) The commission
6 annually shall prepare a unified, two-year report for capital construction
7 projects for new acquisitions of real property or for new construction,
8 ~~described in subsection (10) of this section,~~ estimated to require total
9 project expenditures exceeding two million dollars, coordinated with
10 education plans. The commission shall transmit the report to the office of
11 state planning and budgeting, the governor, the capital development
12 committee, and the joint budget committee, consistent with the executive
13 budget timetable.

14 **SECTION 32.** In Colorado Revised Statutes, 24-1-107.5, **repeal**
15 (2)(c)(I) as follows:

16 **24-1-107.5. Nonprofit entities created or supported by state**
17 **agencies and state-level authorities - requirements - legislative**
18 **declaration.** (2) (c) The provisions of this subsection (2) do not apply to:

19 (I) ~~The Colorado advanced technology institute commission;~~

20 **SECTION 33.** In Colorado Revised Statutes, **amend** 24-1-135 as
21 follows:

22 **24-1-135. Effect of congressional redistricting.** (1) Effective
23 January 1, 1983, the terms of office of persons appointed pursuant to
24 sections ~~11-2-102, 12-22-104~~ **11-102-103**, 12-35-104, ~~12-42.5-104,~~
25 ~~12-65-102,~~ 17-2-102, and 23-60-104, C.R.S., sections ~~24-32-308 and~~
26 ~~24-32-706,~~ and sections 25-1-103, ~~25-1-902,~~ 25-3.5-104, **25.5-1-602**,
27 26-11-101, 33-11-105, 34-60-104, and 35-65-105 C.R.S., shall terminate.

1 Prior thereto, the appointing authority designated by law shall appoint
2 members to such boards, commissions, and committees for terms to
3 commence on January 1, 1983, and to expire on the date the terms of the
4 predecessors in office of such members would have expired, and any
5 person whose term of office is terminated by this section may be
6 reappointed effective January 1, 1983, and, for the purposes of such
7 reappointment, shall not be deemed to succeed himself. Appointments
8 thereafter shall be made as prescribed by law.

9 (2) Any member of a board, commission, or committee who was
10 appointed or elected to such office as a resident of a designated
11 congressional district pursuant to section 24 (2) of article VI of the state
12 constitution or section ~~11-2-102, 12-22-104~~ **11-102-103**, 12-35-104,
13 **12-42.5-104**, 12-47.1-301, 22-2-105, 23-1-102, 23-20-102, 23-21-503, ~~or~~
14 23-60-104, ~~C.R.S., or section 24-32-308 or 24-32-706, or section~~
15 25-1-103, ~~25-1-902~~, 25-3.5-104, **25.5-1-602**, 26-11-101, 33-11-105,
16 34-60-104, or 35-65-401 ~~C.R.S.~~, and who no longer resides in such
17 congressional district solely because of a change made to the boundaries
18 of such district subsequent to the 1990 federal decennial census is eligible
19 to hold office for the remainder of the term to which the member was
20 elected or appointed, notwithstanding such nonresidency.

21 **SECTION 34.** In Colorado Revised Statutes, 24-4-104, **amend**
22 (3)(b) and (4)(b) as follows:

23 **24-4-104. Licenses - issuance, suspension or revocation,**
24 **renewal.** (3) (b) The full investigation requirement specified in
25 ~~paragraph (a) of this subsection (3)~~ SUBSECTION (3)(a) OF THIS SECTION
26 shall not apply to licenses issued under articles 1.1, 9, ~~10, 11, 11.5, 13, 14,~~
27 ~~and 16~~ 10.1, AND 11.5 of title 40 or article 2 of title 42. ~~C.R.S.~~

1 (4) (b) The full investigation requirement specified in ~~paragraph~~
2 ~~(a) of this subsection (4)~~ SUBSECTION (4)(a) OF THIS SECTION shall not
3 apply to licenses issued under articles 1.1, 9, ~~10, 11, 11.5, 13, 14, and 16~~
4 10.1, AND 11.5 of title 40 or article 2 of title 42. ~~C.R.S.~~

5 **SECTION 35.** In Colorado Revised Statutes, 24-10-103, **amend**
6 (4)(b)(VII) as follows:

7 **24-10-103. Definitions.** As used in this article, unless the context
8 otherwise requires:

9 (4) (b) "Public employee" includes any of the following:

10 (VII) Any administrative hearing officer utilized by the
11 department of corrections and the state board of parole pursuant to section
12 ~~17-2-201 (3)(e)(I), C.R.S.~~ 17-2-201 (3)(h)(I). An administrative hearing
13 officer shall maintain the status of a public employee only when the
14 administrative hearing officer engages in activities that are within the
15 course and scope of his or her responsibilities as an administrative
16 hearing officer.

17 **SECTION 36.** In Colorado Revised Statutes, 24-10-114, **amend**
18 (1)(b) as follows:

19 **24-10-114. Limitations on judgments - recommendation to**
20 **general assembly - authorization of additional payment - lower north**
21 **fork wildfire claims.** (1) (b) The amounts specified in ~~paragraph (a) of~~
22 ~~this subsection (1)~~ SUBSECTION (1)(a) OF THIS SECTION shall be adjusted
23 by an amount reflecting the percentage change over a four-year period in
24 the United States department of labor, bureau of labor statistics, consumer
25 price index for ~~Denver-Boulder-Greeley,~~ DENVER-AURORA-LAKEWOOD
26 FOR all items AND all urban consumers, OR ITS PREDECESSOR or its
27 successor index. On or before January 1, 2018, and by January 1 every

1 fourth year thereafter, the secretary of state shall calculate the adjusted
2 dollar amount for the immediately preceding four-year period as of the
3 date of the calculation. The adjusted amount shall be rounded upward to
4 the nearest one-thousand-dollar increment. The secretary of state shall
5 certify the amount of the adjustment for the particular four-year period
6 and shall publish the amount of the adjustment on the secretary of state's
7 website.

8 **SECTION 37.** In Colorado Revised Statutes, 24-30-202.7,
9 **amend as amended by House Bill 18-1027** (4) as follows:

10 **24-30-202.7. Lottery winnings offset - definitions.** (4) Upon
11 notification by the department OF REVENUE of amounts deposited with the
12 state treasurer pursuant to section 44-40-113, the proceeds of the
13 outstanding debt collected shall be accounted for and deposited into the
14 fund or funds required pursuant to section 24-30-202.4 (3)(d).

15 **SECTION 38.** In Colorado Revised Statutes, 24-30-1101, **amend**
16 (1)(d) as follows:

17 **24-30-1101. Legislative findings and declarations.** (1) The
18 general assembly hereby finds, determines, and declares that:

19 (d) Meeting the service needs of state departments, institutions,
20 and agencies in efficient and economical ways within the resource
21 capabilities of the state is the prime goal of the ~~division of central services~~
22 DEPARTMENT OF PERSONNEL policy;

23 **SECTION 39.** In Colorado Revised Statutes, 24-30-1104, **amend**
24 (1)(l) as follows:

25 **24-30-1104. Functions of the department - definitions.**
26 (1) Within the counties of Adams, Arapahoe, Boulder, Douglas, Pueblo,
27 El Paso, and Jefferson, the city and county of Broomfield, and the city

1 and county of Denver, and within any other areas in the state of Colorado
2 where central services are offered, the department of personnel shall
3 perform the following functions for the executive branch of the state of
4 Colorado, its departments, institutions, and agencies, under the direction
5 of the executive director:

6 (l) Notify state agencies through written statements, which may
7 include electronic statements, prepared by ~~central services~~ THE
8 DEPARTMENT OF PERSONNEL that state agencies may obtain goods and
9 services directly from the private sector, if the cost and quality of such
10 goods or services offered by the private sector are competitive with those
11 provided by ~~central services~~ THE DEPARTMENT OF PERSONNEL;

12 **SECTION 40.** In Colorado Revised Statutes, **amend 24-30-1112**
13 as follows:

14 **24-30-1112. Permanent assignment of vehicles - state agency**
15 **- verification of minimum mileage - revocation.** (1) A state-owned
16 motor vehicle that is part of the state motor vehicle fleet established
17 pursuant to section 24-30-1104 (2) may be assigned by the ~~division~~
18 DEPARTMENT OF PERSONNEL to a state agency pursuant to this section. In
19 addition, any state-owned motor vehicle that is assigned to a state agency
20 may be further assigned by the executive director of the state agency or
21 by the executive director's designee to an officer or employee of the state
22 agency pursuant to section 24-30-1113.

23 (2) Unless a state agency can justify to the ~~division~~ DEPARTMENT
24 OF PERSONNEL the need for permanent assignment of a vehicle because
25 of its unique use, the ~~division~~ DEPARTMENT OF PERSONNEL may
26 permanently assign a state-owned motor vehicle to a state agency only if
27 the use of the vehicle by the state agency is likely to meet the minimum

1 required mileage established by the department of personnel for the
2 utilization classification associated with the vehicle's intended work
3 function and the use of such vehicle by the state agency complies with
4 any additional criteria established by the ~~division~~ DEPARTMENT OF
5 PERSONNEL in rules. A vehicle that is assigned to a state agency must be
6 parked at a state facility, as defined by rule, when the vehicle is not in use
7 unless the vehicle has been assigned to an officer or employee of the state
8 agency pursuant to section 24-30-1113.

9 (3) The ~~division~~ DEPARTMENT OF PERSONNEL shall establish a
10 program and adopt rules providing for annual verification that each
11 state-owned motor vehicle permanently assigned to a state agency has met
12 the minimum required mileage based on the appropriate utilization
13 classification. If verification establishes that a vehicle has not met the
14 minimum annual mileage rate and other criteria established in rules and
15 if the responsible state agency cannot justify such lower mileage or failure
16 to meet other criteria, the ~~division~~ DEPARTMENT OF PERSONNEL shall
17 revoke the permanent assignment of the vehicle immediately.

18 (4) The ~~division~~ DEPARTMENT OF PERSONNEL shall adopt rules
19 governing the procedure for revocation of assignment of state-owned
20 motor vehicles that have been permanently assigned to a state agency.
21 Revocation of assignment shall occur when the ~~division~~ DEPARTMENT OF
22 PERSONNEL determines that:

23 (a) The vehicle has been used for other than official business or
24 has been used for commuting without being assigned to an officer or
25 employee of the state agency pursuant to section 24-30-1113;

26 (b) (I) The state agency has not submitted reports or other
27 documentation to the ~~division~~ DEPARTMENT OF PERSONNEL that it is

1 required to submit pursuant to rules adopted by the ~~division~~ DEPARTMENT;
2 or

3 (II) Any reports or other documentation that the state agency has
4 submitted fail to meet the standards established in rules adopted by the
5 ~~division~~ DEPARTMENT OF PERSONNEL for the submission of such reports
6 and documentation and the state agency has not cured the deficiencies
7 within thirty days after receiving notification from the ~~division~~
8 DEPARTMENT OF PERSONNEL of such deficiency;

9 (c) The state agency has knowingly and willfully supplied false
10 information to the ~~division~~ DEPARTMENT OF PERSONNEL regarding the
11 permanent assignment of the motor vehicle to the state agency;

12 (d) ~~That~~ A state-owned motor vehicle has been abused; or

13 (e) ~~That~~ A violation of other rules promulgated by the ~~division~~
14 DEPARTMENT OF PERSONNEL has occurred, which warrants revocation of
15 assignment to the state agency as specified in the rules adopted by the
16 ~~division~~ DEPARTMENT OF PERSONNEL.

17 (5) The ~~division~~ DEPARTMENT OF PERSONNEL shall not honor new
18 requisitions for assignment of vehicle following the revocation of
19 assignment until the ~~division~~ DEPARTMENT OF PERSONNEL is assured that
20 the violation for which a vehicle was previously revoked will not recur.

21 **SECTION 41.** In Colorado Revised Statutes, 24-30-1113, **amend**
22 (2)(b) introductory portion, (3), (4), and (6) as follows:

23 **24-30-1113. Assignment of vehicles to state agency officers or**
24 **employees - report to legislative audit committee - definition - repeal.**

25 (2) (b) The executive director of a state agency or the executive director's
26 designee must authorize the assignment of a vehicle in writing and submit
27 the authorization and any supporting documentation to the EXECUTIVE

1 director of the ~~division~~ DEPARTMENT OF PERSONNEL for final approval.
2 The executive director of a state agency or the executive director's
3 designee shall authorize the assignment of a vehicle only if:

4 (3) The EXECUTIVE director of the ~~division~~ DEPARTMENT OF
5 PERSONNEL or the state controller, or the designee of either official, as
6 applicable, shall review any assignment of a state-owned motor vehicle
7 to an officer or employee of a state agency. The EXECUTIVE director of the
8 ~~division~~ DEPARTMENT OF PERSONNEL or the state controller, or the
9 designee of either official, as applicable, shall verify that the assignment
10 of the vehicle complies with the requirements specified in subsection (2)
11 of this section and the regulations of the federal internal revenue service.
12 If the review establishes that the assignment of a vehicle does not comply
13 with such requirements, the EXECUTIVE director of the ~~division~~
14 DEPARTMENT OF PERSONNEL shall revoke the assignment of the vehicle.

15 (4) In addition to the initial approval required by subsection (3) of
16 this section, the ~~division~~ DEPARTMENT OF PERSONNEL shall establish a
17 program and adopt rules providing for annual review and verification by
18 the EXECUTIVE director of the ~~division~~ DEPARTMENT OF PERSONNEL or the
19 state controller, or the designee of either official, as applicable, that each
20 state-owned motor vehicle assigned to an officer or employee of a state
21 agency still complies with the requirements of subsection (2) of this
22 section and the regulations of the federal internal revenue service. The
23 requirements of this subsection (4) apply to all state-owned motor
24 vehicles, whether they were assigned before, on, or after September 1,
25 2017. If the verification process establishes that the assignment of a
26 vehicle no longer complies with subsection (2) of this section or the
27 regulations of the federal internal revenue service, the ~~division~~

1 DEPARTMENT OF PERSONNEL shall revoke the assignment of the vehicle.

2 (6) The EXECUTIVE director of the ~~division~~ DEPARTMENT OF
3 PERSONNEL, or the EXECUTIVE director's designee, and the state controller,
4 or state controller's designee, shall promulgate rules as required in this
5 section and may promulgate additional rules deemed necessary for the
6 implementation of this section. Such rules shall be promulgated in
7 accordance with article 4 of this title 24.

8 **SECTION 42.** In Colorado Revised Statutes, 24-30-1114, **amend**
9 (2) as follows:

10 **24-30-1114. Restrictions on assignment of vehicles.** (2) Special
11 use vehicles, including but not limited to four-wheel drive and law
12 enforcement vehicles, shall be assigned only to those agencies and
13 individuals authorized or otherwise designated by the ~~division~~
14 DEPARTMENT OF PERSONNEL to operate such vehicles.

15 **SECTION 43.** In Colorado Revised Statutes, 24-33.5-412,
16 **amend** (9) as follows:

17 **24-33.5-412. Functions of bureau - legislative review -**
18 **interagency cooperation with reporting functions - processing time**
19 **for criminal history record checks - computer crime - synthetic**
20 **cannabinoids enforcement.** (9) On and after September 1, 2014, the
21 bureau shall purchase and maintain materials and equipment to be made
22 available by the bureau to law enforcement agencies and to the liquor
23 enforcement division ~~created in section 24-35-401~~ IN THE DEPARTMENT
24 OF REVENUE, for the presumptive identification of synthetic cannabinoids
25 or any other designer drugs.

26 **SECTION 44.** In Colorado Revised Statutes, 24-33.5-1227,
27 **amend** (1)(a)(I) as follows:

1 **24-33.5-1227. Wildfire preparedness fund - creation - gifts,**
2 **grants, and donations authorized - wildfire preparedness plan -**
3 **report.** (1) (a) (I) There is hereby created in the state treasury the
4 wildfire preparedness fund. The fund consists of all money that may be
5 appropriated thereto by the general assembly, all private and public
6 money received through gifts, grants, reimbursements, or donations that
7 are transmitted to the state treasurer and credited to the fund, ~~all money~~
8 ~~transferred to the fund pursuant to section 34-63-102 (5.4)(b)(H)~~, all
9 money transferred to the fund from the healthy forests and vibrant
10 communities fund created in section 23-31-313 (10), money transferred
11 pursuant to section 39-29-109.3 (2)(n)(I)(C), and money transferred
12 pursuant to subsection (1)(a)(II) of this section. All interest earned from
13 the investment of money in the fund shall be credited to the fund. The
14 money in the fund is hereby continuously appropriated for the purposes
15 indicated in this section. Any money not expended at the end of the fiscal
16 year shall remain in the fund and shall not be transferred to or revert to
17 the general fund.

18 **SECTION 45.** In Colorado Revised Statutes, 24-33.5-1231,
19 **amend** (1) as follows:

20 **24-33.5-1231. Local firefighter safety and disease prevention**
21 **fund - creation - grants - rules.** (1) There is hereby created in the state
22 treasury the local firefighter safety and disease prevention fund. The fund
23 consists of all moneys that may be appropriated to the fund by the general
24 assembly AND all private and public moneys received through gifts,
25 grants, or donations that are transmitted to the state treasurer and credited
26 to the fund. ~~and all moneys transferred to the fund pursuant to section~~
27 ~~34-63-102 (5.4)(b)(H), C.R.S.~~ The state treasurer shall credit all interest

1 earned from the investment of moneys in the fund to the fund. The
2 moneys in the fund are hereby continuously appropriated to the division
3 for the purposes indicated in this section. Any moneys not expended at
4 the end of each fiscal year remain in the fund and shall not be transferred
5 to or revert to the general fund.

6 **SECTION 46.** In Colorado Revised Statutes, 24-33.5-1614,
7 **amend** (3)(b) as follows:

8 **24-33.5-1614. Homeland security and all-hazards senior**
9 **advisory committee - composition - duties - emergency planning**
10 **subcommittee - public safety communications subcommittee -**
11 **creation - definitions - repeal.** (3) The advisory committee shall:

12 (b) Annually review the state strategy for homeland security
13 developed by the division pursuant to section ~~24-33.5-1604 (2)(a)(VH)~~
14 24-33.5-1604 (5)(c) and make recommendations on the strategy's goals,
15 policies, and priorities;

16 **SECTION 47.** In Colorado Revised Statutes, 24-34-104, **amend**
17 (29)(a)(II) as follows:

18 **24-34-104. General assembly review of regulatory agencies**
19 **and functions for repeal, continuation, or reestablishment - legislative**
20 **declaration - repeal.** (29) (a) The following agencies, functions, or both,
21 are scheduled for repeal on September 1, 2028:

22 (II) The administration of the "Colorado Fair Debt Collection
23 Practices Act" by the administrator of the "Uniform Consumer Credit
24 Code", articles 1 to 9 of title 5, in accordance with ~~article 14 of title 12~~
25 ARTICLE 16 OF TITLE 5.

26 **SECTION 48.** In Colorado Revised Statutes, 24-34-109, **amend**
27 (6) as follows:

1 **24-34-109. Nurse-physician advisory task force for Colorado**
2 **health care - creation - duties - definition - repeal.** (6) (a) ~~The~~
3 ~~NPATCH shall make recommendations to the state board of nursing and~~
4 ~~the Colorado medical board to assist the boards in the development of~~
5 ~~independent rules, consistent with sections 12-38-111.6 (4.5) and~~
6 ~~12-36-106.4, C.R.S., regarding prescriptive authority of advanced~~
7 ~~practice nurses, articulated plans, and the consultation or collaboration~~
8 ~~between advanced practice nurses and physicians.~~

9 (b) The NPATCH shall make recommendations ~~other than those~~
10 ~~described in paragraph (a) of this subsection (6),~~ PURSUANT TO THIS
11 SECTION to the executive director of the department of regulatory
12 agencies.

13 **SECTION 49.** In Colorado Revised Statutes, 24-34-110, **amend**
14 (4)(a)(X) as follows:

15 **24-34-110. Medical transparency act of 2010 - disclosure of**
16 **information about health care licensees - fines - rules - short title -**
17 **legislative declaration - repeal.** (4) When applying for a new license,
18 certification, or registration or to renew, reinstate, or reactivate a license,
19 certification, or registration in this state, each applicant shall provide the
20 following information to the director of the division of professions and
21 occupations, in a form and manner determined by the director, as
22 applicable to each profession:

23 (a) (X) Information pertaining to any health-care-related
24 employment contracts or contracts establishing an independent contractor
25 relationship with any entities if the annual aggregate value of the
26 contracts exceeds five thousand dollars, as adjusted by the director during
27 each license, certification, or registration renewal cycle to reflect changes

1 in the United States department of labor, bureau of labor statistics,
2 consumer price index for ~~Denver-Boulder-Greeley,~~
3 DENVER-AURORA-LAKEWOOD FOR all items AND all urban consumers, or
4 its successor index. Nothing in this ~~subparagraph (X)~~ SUBSECTION
5 (4)(a)(X) requires an applicant to report such information regarding
6 contracts with insurance carriers for reimbursement of health care
7 services provided to patients.

8 **SECTION 50.** In Colorado Revised Statutes, 24-46.3-101,
9 **amend** (6) as follows:

10 **24-46.3-101. State work force development council - creation**
11 **- membership - funding through gifts, grants, and donations - talent**
12 **pipeline cash fund.** (6) In order to create a small-voting-member state
13 council consistent with the requirements of the federal act, state council
14 members may be appointed to satisfy more than one of the membership
15 categories specified in the federal act for the state work force investment
16 DEVELOPMENT board.

17 **SECTION 51.** In Colorado Revised Statutes, 24-47-103, **amend**
18 (7)(b) as follows:

19 **24-47-103. Advanced industry - export acceleration program**
20 **- definitions - repeal.** (7) **Reporting.** (b) Section 24-1-136(11) does not
21 apply to the report required by ~~paragraph (a) of this subsection~~ (8)
22 SUBSECTION (7)(a) OF THIS SECTION.

23 **SECTION 52.** In Colorado Revised Statutes, 24-65.5-103.7,
24 **amend** (1)(a) as follows:

25 **24-65.5-103.7. Deposit for incremental drilling costs.** (1) The
26 deposit for incremental drilling costs required under section
27 24-65.5-103.3 (1)(b)(III)(C) shall be an amount for each well in an

1 approved oil and gas operations area that is required to be drilled
2 directionally in order to access a bottom-hole location in one of the five
3 drilling windows permitted by the commission under its greater
4 Wattenberg rule, 2 CCR 404-1, rule 318A, as in effect on August 3, 2007,
5 excluding directional wells required by the commission's greater
6 Wattenberg rule, 2 CCR 404-1, rule 318A (e), as such rule was in effect
7 on December 31, 2006, to be drilled at the operator's expense, up to a
8 total of four wells per governmental quarter section, and shall be
9 determined in accordance with the following criteria:

10 (a) The amount deposited by the applicant for incremental drilling
11 costs shall be eighty-seven thousand five hundred dollars per well, which
12 amount shall be increased or decreased on July 1 of each year in
13 accordance with corresponding percentage increases or decreases in the
14 DENVER-AURORA-LAKEWOOD consumer price index published by the
15 United States department of labor, bureau of labor statistics. ~~for the~~
16 ~~Denver-Boulder-Greeley metropolitan area.~~

17 **SECTION 53.** In Colorado Revised Statutes, 24-72-203, **amend**
18 (3.5)(b) introductory portion and (3.5)(c) as follows:

19 **24-72-203. Public records open to inspection.** (3.5) (b) A
20 custodian is not required to produce a public record in a searchable or
21 sortable format in accordance with subsection ~~(1)(a)~~ (3.5)(a) of this
22 section if:

23 (c) If a custodian is not able to comply with a request to produce
24 a public record that is subject to disclosure in a requested format specified
25 in subsection ~~(1)(a)~~ (3.5)(a) of this section, the custodian shall produce
26 the record in an alternate format or issue a denial under section 24-72-204
27 and shall provide a written declaration attesting to the reasons the

1 custodian is not able to produce the record in the requested format. If a
2 court subsequently rules the custodian should have provided the record
3 in the requested format, attorney fees may be awarded only if the
4 custodian's action was arbitrary or capricious.

5 **SECTION 54.** In Colorado Revised Statutes, 24-72-205, **amend**
6 (6)(b) as follows:

7 **24-72-205. Copy, printout, or photograph of a public record**
8 **- imposition of research and retrieval fee.** (6) (b) On July 1, 2019, and
9 by July 1 of every five-year period thereafter, the director of research of
10 the legislative council appointed pursuant to section 2-3-304 (1) ~~C.R.S.~~,
11 shall adjust the maximum hourly fee specified in ~~paragraph (a) of this~~
12 ~~subsection (6)~~ SUBSECTION (6)(a) OF THIS SECTION in accordance with the
13 percentage change over the period in the United States department of
14 labor, bureau of labor statistics, consumer price index for
15 ~~Denver-Boulder-Greeley~~, DENVER-AURORA-LAKEWOOD FOR all items
16 AND all urban consumers, or its successor index. The director of research
17 shall post the adjusted maximum hourly fee on the website of the general
18 assembly.

19 **SECTION 55.** In Colorado Revised Statutes, 24-72-703, **amend**
20 (1) as follows:

21 **24-72-703. Sealing criminal conviction records - advisements**
22 **- discovery - order applicability - general provisions.**

23 (1) **Advisements.** (a) Whenever a defendant is sentenced following a
24 conviction for an offense described in sections 24-72-704 to ~~24-72-708~~
25 24-72-710, the court shall provide him or her with a written advisement
26 of his or her rights concerning the sealing of his or her conviction records
27 pursuant to this section if he or she complies with the applicable

1 provisions of this section.

2 (b) In addition to, and not in lieu of, the requirement described in
3 ~~paragraph (a) of this subsection (1)~~ SUBSECTION (1)(a) OF THIS SECTION:

4 (I) If a defendant is sentenced to probation following a conviction
5 for an offense described in sections ~~24-72-703 to 24-72-707~~ 24-72-704
6 TO 24-72-710, the probation department, upon the termination of the
7 defendant's probation, shall provide the defendant with a written
8 advisement of his or her rights concerning the sealing of his or her
9 conviction records pursuant to this section if he or she complies with the
10 applicable provisions of this section; or

11 (II) If a defendant is released on parole following a conviction for
12 an offense described in sections ~~24-72-703 to 24-72-707~~ 24-72-704 TO
13 24-72-710, the defendant's parole officer, upon the termination of the
14 defendant's parole, shall provide the defendant with a written advisement
15 of his or her rights concerning the sealing of his or her conviction records
16 pursuant to this section if he or she complies with the applicable
17 provisions of this section.

18 **SECTION 56.** In Colorado Revised Statutes, 24-75-903, **amend**
19 (2) as follows:

20 **24-75-903. Definitions.** As used in this part 9, unless the context
21 otherwise requires:

22 (2) "Fund" means any fund or group of accounts to which state
23 moneys are credited, including, but not limited to: The general fund, the
24 highway users tax fund, the Pinnacol Assurance fund, the Colorado water
25 conservation board construction fund, the ~~central services~~ DEPARTMENT
26 OF PERSONNEL revolving fund, the correctional industries account, the
27 capital construction fund, the severance tax trust fund, and the higher

1 education fund.

2 **SECTION 57.** In Colorado Revised Statutes, 24-80-1401, **amend**
3 (2) as follows:

4 **24-80-1401. Colorado veterans' monument preservation trust**
5 **fund - preservation trust committee.** (2) There is hereby created a
6 preservation trust committee for the purpose of overseeing and making
7 allocations out of the trust fund. The preservation trust committee shall
8 be comprised of four members. One member shall be a representative or
9 designee of the Colorado board of veterans affairs, created in section
10 28-5-702, ~~C.R.S.~~, one member shall be a member or designee of the state
11 capitol building advisory committee, created in section 24-82-108, one
12 member shall be a veteran appointed jointly by the speaker of the house
13 of representatives and the president of the senate, and one member shall
14 be a representative of ~~the division of central services in the department of~~
15 ~~personnel created in part 1 of article 30 of this title,~~ that oversees real
16 estate services, who shall be an ex officio nonvoting member.

17 **SECTION 58.** In Colorado Revised Statutes, 24-82-103, **amend**
18 (5)(a) as follows:

19 **24-82-103. Off-street parking - financing.** (5) (a) There is
20 hereby created in the department of personnel the capitol parking
21 authority, referred to in this subsection (5) as the "authority", which shall
22 be under the direction of the executive director of the department of
23 personnel. ~~and the director of the division of central services.~~ The
24 authority shall constitute an enterprise for the purposes of section 20 of
25 article X of the state constitution so long as the authority retains the
26 authority to issue revenue bonds pursuant to ~~paragraph (b) of this~~
27 ~~subsection (5)~~ SUBSECTION (5)(b) OF THIS SECTION, and the authority

1 receives less than ten percent of its total annual revenues from grants, as
2 defined in section 24-77-102 (7), from all Colorado state and local
3 governments combined. So long as the authority constitutes an enterprise
4 pursuant to this section, the authority shall not be subject to any of the
5 provisions of section 20 of article X of the state constitution.

6 **SECTION 59.** In Colorado Revised Statutes, 25-3-103, **amend**
7 (1)(c) as follows:

8 **25-3-103. License denial or revocation - provisional license -**
9 **rules.** (1) (c) On or after June 4, 2012, the state board of health may
10 increase the amount of a provisional license fee established pursuant to
11 ~~paragraph (a) of this subsection (1)~~ SUBSECTION (1)(a) OF THIS SECTION
12 that is in effect on June 4, 2012, by an amount not to exceed the annual
13 percentage change in the United States department of labor, bureau of
14 labor statistics, consumer price index for ~~Denver-Boulder-Greeley~~
15 DENVER-AURORA-LAKEWOOD for all urban consumers AND all goods, or
16 its successor index. Nothing in this ~~paragraph (c)~~ SUBSECTION (1)(c)
17 limits the ability of the state board of health to reduce the amount of a
18 provisional license fee in effect on such date or to modify fees in
19 accordance with ~~paragraph (b) of this subsection (1)~~ SUBSECTION (1)(b)
20 OF THIS SECTION as necessary to comply with section 24-75-402. ~~C.R.S.~~

21 **SECTION 60.** In Colorado Revised Statutes, 25-3-105, **amend**
22 (1)(a)(I)(B) as follows:

23 **25-3-105. License - fee - rules - penalty.** (1) (a) (I) (B) On or
24 after June 4, 2012, the state board of health may increase the amount of
25 any fee on the schedule of fees established pursuant to ~~sub-subparagraph~~
26 ~~(A) of this subparagraph (1)~~ SUBSECTION (1)(a)(I)(A) OF THIS SECTION that
27 is in effect on June 4, 2012, by an amount not to exceed the annual

1 percentage change in the United States department of labor, bureau of
2 labor statistics, consumer price index for ~~Denver-Boulder-Greeley~~
3 DENVER-AURORA-LAKEWOOD for all urban consumers AND all goods, or
4 its successor index. Nothing in this ~~sub-subparagraph (B)~~ SUBSECTION
5 (1)(a)(I)(B) limits the ability of the state board of health to reduce the
6 amount of any fee on the schedule of fees in effect on such date or to
7 modify fees as necessary to comply with section 24-75-402. ~~C.R.S.~~

8 **SECTION 61.** In Colorado Revised Statutes, 25-7-412, **amend**
9 (3) as follows:

10 **25-7-412. Definitions.** As used in sections 25-7-411 to 25-7-413,
11 unless the context otherwise requires:

12 (3) "Program area" means the portions of the ~~six~~ FIVE counties in
13 the AIR program area, including Adams, Arapahoe, Boulder, ~~Denver,~~
14 Douglas, and Jefferson, ~~counties~~ AND THE CITIES AND COUNTIES OF
15 DENVER AND BROOMFIELD.

16 **SECTION 62.** In Colorado Revised Statutes, 25-7-902, **add** an
17 introductory portion as follows:

18 **25-7-902. Definitions.** AS USED IN THIS PART 9, UNLESS THE
19 CONTEXT OTHERWISE REQUIRES:

20 **SECTION 63.** In Colorado Revised Statutes, 25-7-1302, **add** an
21 introductory portion as follows:

22 **25-7-1302. Definitions.** AS USED IN THIS PART 13, UNLESS THE
23 CONTEXT OTHERWISE REQUIRES:

24 **SECTION 64.** In Colorado Revised Statutes, 25.5-5-308, **amend**
25 (2)(a)(IV) and (8)(b.5) as follows:

26 **25.5-5-308. Breast and cervical cancer prevention and**
27 **treatment program - creation - legislative declaration - definitions -**

1 **funds - repeal.** (2) As used in this section, unless the context otherwise
2 requires:

3 (a) "Eligible person" means a person who:

4 (IV) Does not have any creditable coverage as defined under
5 federal law pursuant to 42 U.S.C. sec. ~~300gg (c)~~ 300gg-3 (c).

6 (8) (b.5) Until section 24-30-2204.5 ~~C.R.S.~~, is repealed, the state
7 treasurer shall transfer any interest or income earned on moneys in the
8 fund to the disability ~~investigational and pilot~~ support fund, created in
9 section 24-30-2205.5. ~~C.R.S.~~

10 **SECTION 65.** In Colorado Revised Statutes, 26-13-118, **amend**
11 **as amended by House Bill 18-1027** (2) and (3) as follows:

12 **26-13-118. Lottery winnings offset.** (2) Upon receiving
13 notification from the department OF REVENUE that a lottery winner
14 appears among those certified by the state department pursuant to section
15 44-40-113, the state department shall notify the obligated parent, in
16 writing, that the state intends to offset the parent's current monthly child
17 support obligation, child support debt, child support arrearages, and child
18 support costs against the parent's winnings from the state lottery. The
19 notification shall include information on the parent's right to object to the
20 offset and to request an administrative review pursuant to the rules of the
21 state board of human services.

22 (3) Upon notification by the department OF REVENUE of amounts
23 deposited with the state treasurer pursuant to section 44-40-113, and after
24 deduction of the fees authorized in subsection (4) of this section to be
25 collected from applicants receiving support enforcement services
26 pursuant to section 26-13-106 (2), the state department shall disburse
27 such amounts to the appropriate county department for processing or for

1 distribution to the individual receiving support enforcement services
2 pursuant to section 26-13-106, as appropriate.

3 **SECTION 66.** In Colorado Revised Statutes, 28-5-703, **amend**
4 (4)(b) as follows:

5 **28-5-703. Rules - duties.** (4) The board shall serve in an advisory
6 capacity to:

7 (b) The division of employment and training in the department of
8 labor and employment regarding the provision of services to state
9 veterans pursuant to the "Colorado ~~Work Force Investment~~ CAREER
10 ADVANCEMENT Act", part 2 of article 83 of title 8; ~~C.R.S.~~;

11 **SECTION 67.** In Colorado Revised Statutes, 30-2-102, **amend**
12 (2.3)(b) as follows:

13 **30-2-102. Categorization of counties for fixing salaries of**
14 **county officers - salary amounts - legislative declaration.**

15 (2.3) (b) Prior to January 1, 2018, and prior to January 1 each two years
16 thereafter, the director of research of the legislative council appointed
17 pursuant to section 2-3-304 (1) ~~C.R.S.~~, shall adjust the amount of each
18 annual salary in each category specified in ~~paragraph (a) of this~~
19 ~~subsection (2.3)~~ SUBSECTION (2.3)(a) OF THIS SECTION in accordance with
20 the percentage change over the period in the United States department of
21 labor, bureau of labor statistics, consumer price index for
22 ~~Denver-Boulder-Greeley~~, DENVER-AURORA-LAKEWOOD FOR all items
23 AND all urban consumers, or its successor index. The director of research
24 shall post the adjusted annual salary amounts on the website of the
25 general assembly. The annual salary of a county officer whose term of
26 office begins on or after the date the salaries have been adjusted pursuant
27 to this ~~paragraph (b)~~ SUBSECTION (2.3)(b) must be as adjusted by the

1 director of research.

2 **SECTION 68.** In Colorado Revised Statutes, 32-13-107, **amend**
3 (3)(b)(I)(C) as follows:

4 **32-13-107. Sales and use tax imposed - collection -**
5 **administration of tax - use - definitions.** (3) The proceeds of such sales
6 and use tax collections shall be used by the board to assist scientific and
7 cultural facilities within the district. The board may deduct from the
8 proceeds of the sales and use tax collections amounts necessary to cover
9 the costs incurred by the district for the administration of such proceeds;
10 except that the amount deducted for such purpose shall not exceed one
11 and fifty one-hundredths percent of the sales and use tax revenues
12 annually collected up to and including thirty-eight million dollars and one
13 and fifty one-hundredths percent of the sales and use tax revenues
14 annually collected in excess of thirty-eight million dollars. The board may
15 also deduct from the proceeds of the sales and use tax collections an
16 amount necessary to pay the district's actual or anticipated reasonable
17 costs related to a coordinated election. After making the deductions
18 allowed in this subsection (3), the board shall distribute the remaining
19 proceeds from the sales and use tax collections to scientific and cultural
20 facilities as follows:

21 (b) Upon voter approval of the levy and collection of the sales and
22 use tax specified in section 32-13-105 (5)(a)(II) or (10)(a)(II), as
23 applicable, the sales and use tax revenues levied and collected by the
24 district shall be distributed annually by the board for annual operating
25 expenses as follows:

26 (I) Ninety-five percent of said sales and use tax revenues shall be
27 distributed to scientific and cultural facilities within the district that are

1 not receiving moneys pursuant to paragraph (a) of this subsection (3) and
2 that meet the following criteria:

3 (C) For any facility that applies to receive district moneys prior to
4 July 1, 2006, such facility shall have had an annual operating income of
5 more than seven hundred thousand dollars for the previous year as
6 adjusted for the annual change in the consumer price index as specified
7 in this ~~sub-subparagraph (C)~~ SUBSECTION (3)(b)(I)(C). For any facility
8 that applies to receive district moneys on or after July 1, 2006, such
9 facility shall have had an annual operating income of more than one
10 million two hundred fifty thousand dollars for the previous year as
11 adjusted for the annual change in the consumer price index as specified
12 in this ~~sub-subparagraph (C)~~ SUBSECTION (3)(b)(I)(C); except that any
13 facility that qualified to receive a distribution pursuant to this ~~paragraph~~
14 ~~(b)~~ SUBSECTION (3)(b) on or before June 30, 2006, shall be subject to the
15 one million two hundred fifty thousand dollar threshold as adjusted for
16 the annual change in the consumer price index as specified in this
17 ~~sub-subparagraph (C)~~ SUBSECTION (3)(b)(I)(C), as of July 1, 2009. For
18 distributions made pursuant to this ~~paragraph (b)~~ SUBSECTION (3)(b) in
19 1996 and in each year thereafter, the board shall annually adjust the
20 amount specified in this ~~sub-subparagraph (C)~~ SUBSECTION (3)(b)(I)(C),
21 as applicable, in accordance with the annual percentage change in the
22 consumer price index for the previous year for the
23 Denver-Boulder-Greeley consolidated metropolitan statistical area for all
24 urban consumers AND all goods, as published by the United States
25 department of labor, bureau of labor statistics. For distributions made
26 pursuant to this ~~paragraph (b)~~ SUBSECTION (3)(b) in 2017 and in each year
27 thereafter, the board shall annually adjust the amount specified in this

1 ~~sub-subparagraph (C)~~ SUBSECTION (3)(b)(I)(C), as applicable, for the
2 percentage change between the average ~~Denver-Boulder-Greeley~~
3 ~~consolidated metropolitan statistical area~~ DENVER-AURORA-LAKEWOOD
4 consumer price index, or ITS PREDECESSOR OR successor index, for the
5 calendar year three years prior to the year of distribution and the average
6 ~~Denver-Boulder-Greeley consolidated metropolitan statistical area~~
7 DENVER-AURORA-LAKEWOOD consumer price index, or ITS PREDECESSOR
8 OR successor index, for the calendar year two years prior to the year of
9 distribution.

10 **SECTION 69.** In Colorado Revised Statutes, 33-4-102, **amend**
11 (1.6)(b) as follows:

12 **33-4-102. Types of licenses and fees - rules.** (1.6) (b) The
13 nonresident big game fees described in subsection (1.4) of this section
14 shall annually be adjusted in accordance with changes in the United States
15 bureau of labor statistics consumer price index for ~~the~~
16 ~~Denver-Boulder-Greeley consolidated metropolitan statistical area~~
17 DENVER-AURORA-LAKEWOOD for all urban consumers and all goods, or
18 its successor index. Such adjustment shall not be effective until the
19 commission notifies the joint budget committee of such adjustment.

20 **SECTION 70.** In Colorado Revised Statutes, 34-32-116, **amend**
21 (7)(n) as follows:

22 **34-32-116. Duties of operators - reclamation plans.**
23 (7) Reclamation plans and the implementation thereof shall conform to
24 the following general requirements:

25 (n) If the operator's choice of reclamation is for range, the affected
26 land shall be restored to the satisfaction of the board to slopes
27 commensurate with the proposed land use and shall not be too steep to be

1 traversed by livestock. The legume seed shall be properly inoculated in
2 all cases. The area may be seeded either by hand or power or by the aerial
3 method. The species of grasses and legumes and the rates of seeding to
4 be used per acre shall be determined primarily by recommendations from
5 the agricultural experiment stations established pursuant to ~~article 33 of~~
6 ~~title 23, C.R.S.~~ PART 6 OF ARTICLE 31 OF TITLE 23, and experienced
7 reclamation personnel of the operator, after considering other research or
8 successful experience with range seeding. No grazing shall be permitted
9 on reclaimed land until the planting is firmly established. The board, in
10 consultation with the landowner and the local conservation district, if any,
11 shall determine when grazing may start.

12 **SECTION 71.** In Colorado Revised Statutes, 35-1-104, **amend**
13 (3) as follows:

14 **35-1-104. Functions, powers, and duties.** (3) Whenever a
15 specific law provides for the renewal by the department of any license
16 previously issued and provides a license renewal fee to be paid by the
17 applicant therefor, upon the issuance of any such renewal license after the
18 applicable renewal date, the applicant shall pay in addition to the renewal
19 fee a penalty in an amount equal to the said renewal fee, but not to exceed
20 twenty-five dollars. The provisions of this subsection (3) shall not apply
21 to articles 14 ~~20~~, and 21 of this title **35**, nor to any other specific law
22 ~~which~~ THAT provides for a penalty for the issuance of a license, permit,
23 or registration after the applicable renewal date.

24 **SECTION 72.** In Colorado Revised Statutes, 35-1-106, **amend**
25 (1)(p)(I) as follows:

26 **35-1-106. Powers and duties of commission.** (1) In addition to
27 all other powers and duties conferred upon the commission by this article

1 1, the commission has the following specific powers and duties:

2 (p) (I) In consultation with interested industry groups, to fix,
3 assess, and collect fees in amounts sufficient to recover the department's
4 direct and indirect costs incurred in carrying out and enforcing the
5 provisions of articles 12, 13, 14, 21, 33, **36, 37**, and 60 OF THIS TITLE 35
6 AND PART 2 OF ARTICLE 43 of this ~~title and of articles 11 and 16 of title~~
7 ~~12, C.R.S.~~ TITLE 35.

8 **SECTION 73.** In Colorado Revised Statutes, 35-1-106.5, **amend**
9 (1) as follows:

10 **35-1-106.5. Inspection and consumer services cash fund -**
11 **creation.** (1) All fees, fines, and penalties collected pursuant to articles
12 12, 13, 14, 21, 33, ~~35,~~ **36, 37**, and 60 of this title 35 AND PART 2 OF
13 ARTICLE 43 OF THIS TITLE 35 shall be transmitted to the state treasurer,
14 who shall credit the same to the inspection and consumer services cash
15 fund, which fund is hereby created in the state treasury. All interest
16 derived from the deposit and investment of money in the fund shall be
17 credited to the fund. At the end of any fiscal year, all unexpended and
18 unencumbered money in the fund shall remain in the fund and shall not
19 be credited or transferred to the general fund or any other fund or used for
20 any purpose other than to offset the costs of implementing, administering,
21 and enforcing the provisions of articles 12, 13, 14, 21, 33, **36, 37**, and 60
22 OF THIS TITLE 35 AND PART 2 OF ARTICLE 43 of this title 35. Money in the
23 fund is subject to annual appropriation to the department for such
24 purposes.

25 **SECTION 74.** In Colorado Revised Statutes, 35-1-107, **amend**
26 (5) introductory portion as follows:

27 **35-1-107. Commissioner of agriculture - report - publications**

1 **- deputy commissioner.** (5) The commissioner is authorized to adopt all
2 reasonable rules for the implementation of articles 12, 13, 14, 21, 33, **36**,
3 **37**, and 60 OF THIS TITLE 35 AND PART 2 OF ARTICLE 43 of this ~~title and of~~
4 ~~articles 11 and 16 of title 12, C.R.S.~~ TITLE 35. Such rules may include, but
5 are not limited to:

6 **SECTION 75.** In Colorado Revised Statutes, 35-80-103, **repeal**
7 (2)(f) as follows:

8 **35-80-103. Scope of article.** (2) The provisions of this article 80
9 do not apply to:

10 (f) ~~Any facility licensed pursuant to article 60 of title 12, C.R.S.,~~
11 ~~for the racing of greyhounds;~~

12 **SECTION 76.** In Colorado Revised Statutes, 37-42-113, **amend**
13 (1)(c) and (2) as follows:

14 **37-42-113. Powers of district.** (1) (c) Any contract purporting
15 to bind the district to the payment of any sum in excess of five hundred
16 thousand dollars must first be ratified by a majority of all the votes cast
17 at a general or special election called for that purpose before it becomes
18 binding, and all contracts entered into by the board of directors agreeing
19 to a payment in excess of that amount shall be construed as being
20 expressly subject to this subsection (1)(c) and do not become binding
21 upon the district until authorized and ratified at an election called and
22 held for that purpose; except that, on July 1, 2022, and on July 1 of every
23 five-year period thereafter, the board of directors shall adjust the dollar
24 amount specified in this subsection (1)(c) in accordance with the
25 percentage change over the previous five-year period in the United States
26 department of labor, bureau of labor statistics, consumer price index for
27 ~~Denver-Boulder-Greeley,~~ DENVER-AURORA-LAKEWOOD FOR all items

1 AND all urban consumers, or its successor index. The board of directors
2 shall post the adjusted amount on its website and in its annual reports.

3 (2) Where the compensation to be paid by the district to the
4 owners of any property that the board of directors of an irrigation district
5 is authorized to take by proceedings in eminent domain has been finally
6 determined to be in excess of five hundred thousand dollars, the courts
7 shall give sufficient time for the submission to and determination by the
8 landowners of the district, at a regularly called general or special election,
9 of the question of whether the district shall pay the compensation or
10 abandon the condemnation proceedings; except that, on July 1, 2022, and
11 on July 1 of every five-year period thereafter, the board of directors shall
12 adjust the dollar amount specified in this subsection (2) in accordance
13 with the percentage change over the previous five-year period in the
14 United States department of labor, bureau of labor statistics, consumer
15 price index for ~~Denver-Boulder-Greeley~~, DENVER-AURORA-LAKEWOOD
16 FOR all items AND all urban consumers, or its successor index. The board
17 of directors shall post the adjusted amount on its website and in its annual
18 reports. If the landowners, by majority vote of all the votes cast at the
19 election, vote for the payment of the compensation, the courts shall give
20 the district the necessary additional time to pay the compensation either
21 by levy and collection of assessments against the lands of the district, by
22 the issuance and sale of bonds of the district, or by both such methods, as
23 may be determined at a district election.

24 **SECTION 77.** In Colorado Revised Statutes, 37-60-115, **repeal**
25 (7) as follows:

26 **37-60-115. Water studies - rules - repeal. (7) South Platte**
27 **river alluvial aquifer study - study authorized.** ~~(a) The board shall, in~~

1 consultation with the state engineer and the Colorado water institute,
2 established in section 23-31-801, C.R.S., and also referred to in this
3 section as the "institute", conduct a comprehensive study to compile and
4 evaluate available historical hydrologic data through water year 2011. The
5 study's objectives are:

6 (I) To evaluate whether current laws and rules that guide water
7 administration in the South Platte river basin achieve the dual goals of
8 protecting senior water rights and maximizing the beneficial use of both
9 surface water and groundwater within the basin;

10 (II) To identify and delineate areas within the basin adversely
11 impacted by high groundwater levels and to conduct a feasibility-level
12 evaluation of the causes of high groundwater levels in the affected areas;

13 (III) To provide information to use as a basis for implementation
14 of measures to mitigate adverse impacts in areas experiencing high
15 groundwater levels; and

16 (IV) To provide information to the general assembly, the board,
17 and the state engineer to facilitate the long-term sustainable use of South
18 Platte water supplies.

19 (b) The board shall enter into a contract with the institute, using
20 existing procurement mechanisms and agreements between the board and
21 the institute, to conduct, oversee, and coordinate all aspects of the study.
22 The board shall fund the study from existing research resources at levels
23 agreed to between the board and the institute.

24 (c) The institute shall conduct the study independently using
25 relevant, available, current, and historical hydrologic data and documents.
26 The study must examine water use in water districts 1, 2, and 64 within
27 water division 1. In conducting the study, the institute shall consider the

1 impacts to all water rights and interstate obligations in water division 1
2 and shall investigate, compile, and evaluate hydrologic variables and
3 factors, including:

4 (I) ~~The number and location of alluvial wells that are currently~~
5 ~~withdrawing groundwater;~~

6 (II) ~~The number and location of alluvial wells that are currently~~
7 ~~curtailed from pumping, either fully or partially;~~

8 (III) ~~The number and location of existing artificial recharge~~
9 ~~facilities and the historical volume of water recharged;~~

10 (IV) ~~Historical volumes of water pumped for each high-capacity~~
11 ~~irrigation, municipal, industrial, or other well not exempted under section~~
12 ~~37-92-602;~~

13 (V) ~~Historical amounts of water leaving the state in excess of the~~
14 ~~requirements of river compacts and of the "Platte River Cooperative~~
15 ~~Agreement" of 1997;~~

16 (VI) ~~Historical water deliveries to surface water rights;~~

17 (VII) ~~Groundwater level data available from existing observation~~
18 ~~wells and the historical fluctuations of groundwater levels based on the~~
19 ~~data;~~

20 (VIII) ~~The South Platte decision support system's existing~~
21 ~~phreatophyte groundwater evapotranspiration module and, using available~~
22 ~~data, the relationship between high groundwater levels and nonbeneficial~~
23 ~~consumptive use by phreatophytes from 2001 through 2011;~~

24 (IX) ~~The number and size of augmentation plans in operation in~~
25 ~~the study area; and~~

26 (X) ~~The impact of transbasin supplies, reuse of fully consumable~~
27 ~~supplies, conservation practices, and the installation of lined storage~~

1 facilities in the alluvium.

2 ~~(d) The institute shall evaluate and report its findings and~~
3 ~~conclusions to the board and the general assembly regarding specific~~
4 ~~issues including to what extent depletions caused by past pumping of~~
5 ~~wells have delayed impacts on surface streams and, if so, the most~~
6 ~~appropriate methods for quantifying the impacts.~~

7 ~~(e) In addition, and without expending additional funds, the~~
8 ~~institute shall evaluate and report its findings and conclusions to the board~~
9 ~~and the general assembly regarding:~~

10 ~~(I) To what extent augmentation plans are preventing injury to~~
11 ~~other water rights holders or potentially causing over-augmentation of~~
12 ~~well depletions;~~

13 ~~(II) Whether additional usage of the alluvial aquifers could be~~
14 ~~permitted in a manner consistent with protecting senior surface water~~
15 ~~rights; and~~

16 ~~(III) Whether, and to what extent, the use of water in the basin~~
17 ~~could be improved or maximized by affording the state engineer~~
18 ~~additional authority to administer water rights while ensuring protection~~
19 ~~of senior surface water rights.~~

20 ~~(f) The board shall commission the study as soon as practicable.~~
21 ~~The institute shall prepare a final report, including its conclusions, and~~
22 ~~present it to the general assembly no later than December 31, 2013. The~~
23 ~~institute shall prepare a progress report and present it to a joint meeting~~
24 ~~of the house of representatives committee on agriculture, livestock, and~~
25 ~~natural resources and the senate committee on agriculture, natural~~
26 ~~resources, and energy, or their successor committees, during the first~~
27 ~~regular session of the sixty-ninth general assembly in 2013. The institute~~

1 shall present the final report to a joint meeting of the house of
2 representatives committee on agriculture, livestock, and natural resources
3 and the senate committee on agriculture, natural resources, and energy,
4 or their successor committees, during the second regular session of the
5 sixty-ninth general assembly in 2014.

6 **SECTION 78.** In Colorado Revised Statutes, 38-13-116.5,
7 **amend** (1)(b); and **repeal** (2.7) as follows:

8 **38-13-116.5. Unclaimed property trust fund - creation -**
9 **payments - interest - appropriations - records - rules.** (1) (b) Except
10 as provided in ~~subsections (2) and (2.7)~~ SUBSECTION (2) of this section,
11 the principal of the trust fund shall not be expended except to pay claims
12 made pursuant to this article 13. Money comprising the principal of the
13 trust fund shall not constitute fiscal year spending of the state for
14 purposes of section 20 of article X of the state constitution and is not
15 subject to appropriation by the general assembly.

16 ~~(2.7) (a) and (b) Repealed.~~

17 ~~(c) The treasurer shall report to the general assembly annually any~~
18 ~~transmission of moneys to CoverColorado pursuant to this subsection~~
19 ~~(2.7).~~

20 ~~(d) (Deleted by amendment, L. 2008, p. 1260, § 5, effective July~~
21 ~~1, 2008.)~~

22 **SECTION 79.** In Colorado Revised Statutes, 39-3-119.5, **amend**
23 (2)(b)(II) as follows:

24 **39-3-119.5. Personal property - exemption - definitions.**

25 (2) (b) (II) As used in ~~subparagraph (I) of this paragraph (b)~~ SUBSECTION
26 (2)(b)(I) OF THIS SECTION, "inflation" means the annual percentage change
27 in the United States department of labor, bureau of labor statistics,

1 consumer price index for ~~Denver-Boulder-Greeley,~~
2 DENVER-AURORA-LAKEWOOD FOR all items AND all urban consumers, or
3 its successor index.

4 **SECTION 80.** In Colorado Revised Statutes, 39-22-322, **amend**
5 (2) as follows:

6 **39-22-322. Taxation of an S corporation and its shareholders.**

7 (2) For the purposes of section ~~39-22-104 (1)~~ 39-22-104, each
8 shareholder's pro rata share of the S corporation's income attributable to
9 the state and each resident shareholder's pro rata share of the S
10 corporation's income not attributable to the state, all as modified pursuant
11 to section 39-22-323, shall be taken into account by the shareholder in the
12 manner provided in section 1366 of the internal revenue code.

13 **SECTION 81.** In Colorado Revised Statutes, 39-22-534, **amend**
14 (4)(b) as follows:

15 **39-22-534. Credit for estate taxes paid - agricultural land -**
16 **recapture - definitions.** (4) As used in this section:

17 (b) "Rate of inflation" means the annual percentage change in the
18 United States department of labor, bureau of labor statistics, consumer
19 price index for ~~Denver-Boulder-Greeley,~~ DENVER-AURORA-LAKEWOOD
20 FOR all items AND all urban consumers, or its successor index.

21 **SECTION 82.** In Colorado Revised Statutes, 39-22-537, **amend**
22 (2)(b) as follows:

23 **39-22-537. Credit for personal property taxes paid - legislative**
24 **declaration - definitions - repeal.** (2) As used in this section, unless the
25 context otherwise requires:

26 (b) "Inflation" means the annual percentage change in the United
27 States department of labor, bureau of labor statistics, consumer price

1 index for ~~Denver-Boulder-Greeley~~, DENVER-AURORA-LAKEWOOD FOR
2 all items AND all urban consumers, or its successor index.

3 **SECTION 83.** In Colorado Revised Statutes, 39-22-601, **amend**
4 (2.5)(h) and (5)(h) as follows:

5 **39-22-601. Returns.** (2.5) (h) The payment referred to in
6 ~~paragraph (c) of this subsection (2.5)~~ SUBSECTION (2.5)(e) OF THIS
7 SECTION shall be in an amount equal to the highest marginal tax rate in
8 effect under section ~~39-22-104 (1)~~ 39-22-104 multiplied by the
9 shareholder's pro rata share of the income attributable to the state as
10 reflected on the S corporation's return for the taxable period. An S
11 corporation shall be entitled to recover a payment made pursuant to this
12 ~~paragraph (h)~~ SUBSECTION (2.5)(h) from the shareholder on whose behalf
13 the payment was made. Any such payment for a taxable period must be
14 made at or before the time the annual return for such taxable period is
15 required to be filed pursuant to ~~paragraph (a) of this subsection (2.5)~~
16 SUBSECTION (2.5)(a) OF THIS SECTION.

17 (5) (h) The payment referred to in ~~paragraph (c) of this subsection~~
18 ~~(5)~~ SUBSECTION (5)(e) OF THIS SECTION shall be in an amount equal to the
19 highest marginal tax rate in effect under section ~~39-22-104 (1)~~ 39-22-104
20 multiplied by the nonresident partner's share of the income attributable to
21 the state as reflected on the partnership's return for the taxable period. A
22 partnership shall be entitled to recover a payment pursuant to this
23 ~~paragraph (h)~~ SUBSECTION (5)(h) from the nonresident partner on whose
24 behalf the payment was made. Any such payment for a taxable period
25 must be made at or before the time the annual return for such taxable
26 period is required to be filed pursuant to ~~paragraph (a) of this subsection~~
27 ~~(5)~~ SUBSECTION (5)(a) OF THIS SECTION.

1 **SECTION 84.** In Colorado Revised Statutes, 39-27-105, **amend**
2 (1.5) as follows:

3 **39-27-105. Collection of tax on gasoline and special fuel.**

4 (1.5) On or before the twenty-sixth day of each calendar month, every
5 licensee shall file with the executive director of the department of
6 revenue, on forms prescribed and furnished by the department, a report
7 made under penalty of perjury in the second degree specifying any
8 information that the executive director of the department of revenue shall
9 require. The executive director shall consult with persons in the gasoline
10 or special fuel industry to determine such reporting requirements and
11 promulgate said requirements by rule in accordance with the "State
12 Administrative Procedure Act", article 4 of title 24. ~~C.R.S.~~ THE
13 EXECUTIVE DIRECTOR MAY BY RULE REQUIRE THAT SUCH REPORTS BE
14 FILED ELECTRONICALLY.

15 **SECTION 85.** In Colorado Revised Statutes, 40-2-109, **amend**
16 (2)(a)(I) as follows:

17 **40-2-109. Report to executive director of the department of**
18 **revenue.** (2) (a) On March 1 of each year, the public utilities commission
19 shall furnish the executive director of the department of revenue with a
20 list of those public utilities subject to its jurisdiction, supervision, and
21 regulation on January 1 of each year. The provisions of this subsection (2)
22 shall not apply to:

23 (I) Motor carriers subject to the passenger-mile tax imposed by
24 sections ~~42-3-304 to 42-3-306~~, C.R.S. 42-3-304 AND 42-3-306, so long as
25 the cost of regulation of such motor carriers is defrayed from the proceeds
26 of such passenger-mile tax; and

27 **SECTION 86.** In Colorado Revised Statutes, 42-2-114.5, **amend**

1 (2)(o) as follows:

2 **42-2-114.5. Licensing services cash fund - fee setting**
3 **procedures - rules.** (2) Except as provided in subsection (3) of this
4 section, the following fees must be paid for the following functions:

5 (o) The fee for licensing driving testers under section ~~42-2-406(3)~~
6 42-2-406 (5) is one hundred forty-eight dollars for the initial license and
7 one hundred forty dollars for each subsequent annual license renewal; and

8 **SECTION 87.** In Colorado Revised Statutes, 42-3-309, **amend**
9 (4)(a) as follows:

10 **42-3-309. Permit to be secured - records kept - penalties.**

11 (4) (a) If an examination of the financial responsibility of an owner or
12 operator of a motor vehicle subject to the payment of the passenger-mile
13 tax indicates that a financial guarantee in the form of cash, a certified
14 check, a bank money order, a bond, or a negotiable certificate of deposit
15 issued by a commercial bank doing business in this state and acceptable
16 to the executive director is necessary to guarantee payment of the tax, the
17 owner or operator may be required to deposit such guarantee with the
18 department in an amount no greater than twice the amount of tax
19 estimated by the executive director to become due and payable each tax
20 period. If the deposit is in cash or a negotiable certificate of deposit, it
21 shall be subject to forfeiture upon failure of the owner or operator to
22 comply with sections 42-3-304 to 42-3-308, this section, ~~articles 10 and~~
23 ~~11 of title 40, C.R.S.~~ ARTICLE 10.1 OF TITLE 40, or the rules of the
24 department or the public utilities commission; if it is a surety bond, it
25 shall be conditioned upon the insured's faithful compliance with all
26 applicable statutes and rules.

27 **SECTION 88.** In Colorado Revised Statutes, 42-4-309, **amend**

1 (3)(b) as follows:

2 **42-4-309. Vehicle fleet owners - motor vehicle dealers -**
3 **authority to conduct inspections - fleet inspection stations - motor**
4 **vehicle dealer test facilities - contracts with licensed inspection-only**
5 **entities.** (3) (b) Within the enhanced emissions program, motor vehicle
6 dealers licensed pursuant to part 1 of article 6 of title 12 may contract for
7 used motor vehicle inspection services by a licensed motor vehicle dealer
8 test facility. Pursuant to rules of the commission, inspection procedures
9 shall include a loaded mode transient dynamometer test cycle in
10 combination with appropriate idle short tests. ~~pursuant to rules of the~~
11 ~~commission.~~

12 **SECTION 89.** In Colorado Revised Statutes, 43-1-113, **amend**
13 (16)(a) as follows:

14 **43-1-113. Funds - budgets - fiscal year - reports and**
15 **publications - repeal.** (16) (a) If there are fewer than three bidders on a
16 design bid build highway project, no award shall be made if the award is
17 more than ten percent over the estimate of the department of
18 transportation on the project; except that, if the estimate of the department
19 on the project is less than one million dollars and there are fewer than
20 three bidders, the executive director may make an award of more than ten
21 percent, but less than twenty-five percent, over the estimate of the
22 department to the low responsible bidder, as defined in section
23 ~~24-101-301 (24)~~ 24-101-301 (23).

24 **SECTION 90.** In House Bill 18-1039, **amend** section 7; and
25 **repeal** section 6 as follows:

26 Section 6. **Effective date.** ~~This act takes effect upon passage;~~
27 ~~except that Sections 1, 2, 3, and 5 of this act take effect July 1, 2022.~~

1 Section 7. **Act subject to petition - effective date.** SECTIONS 1,
2 2, 3, AND 5 OF THIS ACT TAKE EFFECT JULY 1, 2022, AND THE REMAINDER
3 OF this act takes effect at 12:01 a.m. on the day following the expiration
4 of the ninety-day period after final adjournment of the general assembly
5 (August 8, 2018, if adjournment sine die is on May 9, 2018); except that,
6 if a referendum petition is filed pursuant to section 1 (3) of article V of
7 the state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2018 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor; EXCEPT THAT
12 SECTIONS 1, 2, 3, AND 5 OF THIS ACT TAKE EFFECT JULY 1, 2022.

13 **SECTION 91. Effective date.** (1) Except as otherwise provided
14 in this section, this act takes effect upon passage.

15 (2) Sections 15, 16, 37, and 65 of this act take effect only if House
16 Bill 18-1027 becomes law, in which case these sections take effect
17 October 1, 2018.

18 **SECTION 92. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, and safety.

APPENDIX

C.R.S. Section	Section in bill	Reason
6-1-112 (1)(f)(I)	1	Beginning in 2018, the Denver-Aurora-Lakewood consumer price index will be the only consumer price index created that is based on prices collected in Colorado. The new index designation is being treated as a continuation of the Denver-Boulder-Greeley consumer price index. As a result of the new designation, references to the Denver-Boulder-Greeley consumer price index are being changed to the Denver-Aurora-Lakewood consumer price index. (For additional information, contact the United States Bureau of Labor Statistics.)
8-14.3-202 (9)	2	House Bill 16-1302 changed the name of the work force investment board to the work force development board and the "Colorado Work Force Investment Act" to the "Colorado Advancement Act"; however, the conforming amendments in this provision were missed. (See section 8-83-201, C.R.S. 2017 and HB16-1302, chapter 183, page 627.)
10-16-104 (1.3)(b)(II)(B)	3	See section 6-1-112 (1)(f)(I).
10-16-119.5 (3)	4	See section 6-1-112 (1)(f)(I).
12-35.5-110 (1)(f)(I)(B)	5	House Bill 17-1239 relocated section 12-59-104 to section 23-64-104; however, the conforming amendment in this provision was missed. (See HB17-1239, chapter 261, page 1180.)
12-42.5-203 (2)(a)	6	By removing the specified internal references within the section, the clarity of the section is enhanced and no substantive change has been made. (See SB93-259, chapter 284, page 1692.)
12-47-412 (9)(a)	7	Clarifies that "the effective date of this section" applies to this section as amended by HB16-1439, which took effect August 10, 2016. (See HB16-1439, chapter 312, pages 1261 and 1265.)
12-47-901 (1)(l)	8	Replaces references to articles 10, 11, 13, 14, and 16 of title 40 with article 10.1 of title 40. These articles were consolidated into article 10.1 by HB11-1198. (See HB11-1198, chapter 127, page 416.)
13-4-102 (2)(gg)	9	Inserts "or nicotine products" as a conforming amendment to SB14-018, which prohibited nicotine products to persons under eighteen years of age. (See SB14-018, chapter 113, page 406.)

C.R.S. Section	Section in bill	Reason
13-65-103 (2)(f)	10	Corrects an internal reference to the provision requiring exonerated persons to complete a personal financial management instruction course to receive compensation from the state. The error originated in the introduced version of HB13-1230. (See HB13-1230, chapter 409, page 2419.)
15-1-1106 (d)(1)	11	See section 6-1-112 (1)(f)(I).
15-14-745 (2)(b)	12	Repeals an internal reference to part 13 of article 1 of title 15 due to the repeal of the part, effective January 1, 2010.
15-15-404 (1)	13	Corrects an internal reference to the "Colorado Medical Assistance Act". This act determines medicaid eligibility and was relocated from title 26 to title 25.5 by SB06-219. (See the editor's note following article 4 of title 26, C.R.S. 2017 and SB06-219, chapter 355, page 1815.)
15-16-801 (8)(b)	14	Corrects an internal reference to the definition of "power of appointment". The term was defined in section 15-2-102 prior to the enactment of HB14-1353, which repealed article 2 of title 15 and relocated the term to section 15-2.5-102 (14). (See HB14-1353, chapter 209, pages 772, 782, and 783.)
16-2.5-121 as amended by HB18-1027	15	Clarifies that the department referenced is the department of revenue. (See Section 6 of HB18-1027.)
16-18.5-106.5 (3)(a) as amended by HB18-1027	16	See section 16-2.5-121 as amended by HB18-1027. (See Section 8 of HB18-1027.)
17-1-104.3 (1)(b)	17	Repeals a reference to the Colorado women's correctional facility due to the facility's closure in June 2009.
17-2-102 (10)(b)	18	Minimizes the potential for conflict between the same term defined in this section and section 17-2-106 by eliminating one of the two locations where possible amendments to the term can be made.
17-2-201 (4)(f)(I)(D)	19	Amends this provision for clarity. (See the 2017 House Journal for April 21, page 1026 and HB17-1326, chapter 394, page 2030.)
17-2-217 (1)	20	Senate Bill 11-241 repealed section 17-2-201 (3)(c.5) and created a similar provision in section 17-2-201 (3)(h.1); however, the conforming amendment in this provision was missed. (See SB11-241, chapter 200, page 833.)

C.R.S. Section	Section in bill	Reason
18-1-1001 (9)(l)(I)	21	Corrects an internal reference to a provision allowing a law enforcement agency to decline to store firearms and ammunition for a person subject to a mandatory protection order. The error originated in a senate second reading floor amendment amending SB13-197. (See the 2013 Senate Journal for March 8, page 450 and SB13-197, chapter 366, page 2134.)
18-1.3-103.4	22	Corrects internal references to the description of a "level 4 drug felony" as the term appeared in the introduced and enacted version of SB13-250. (See SB13-250, chapter 333, pages 1900 and 1909 and SB14-163, chapter 391, page 1970.)
18-1.3-1201 (5)(c)(II.5)	23	Corrects an internal reference to the definition of an "emergency medical service provider". Senate Bill 15-126 relocated the definition; however, the conforming amendment reflecting the relocation was not made in this provision. (See SB15-126, chapter 109, page 319.)
18-1.9-105 (2)	24	Senate Bill 17-246 changed the name of the fund created in section 18-1.9-106 but did not update the name of the fund in this provision. (See SB17-246, chapter 176, page 645.)
18-3-107 (2)	25	See section 18-1.3-1201 (5)(c)(II.5).
18-3.5-108 (5)(d) and (5)(f)	26	<ul style="list-style-type: none"> • Corrects internal references to the offense of aggravated vehicular unlawful termination of pregnancy. (See HB13-1154, chapter 372, page 2188.) • Deletes a reference to "emergency medical technician" as a conforming amendment to HB12-1059. The passage of HB13-1154 inadvertently added "emergency medical technician" back into current law. (See section 25-3.5-103 (8), C.R.S. 2017, HB12-1059, chapter 271, page 1437, and HB13-1154, chapter 372, page 2188.)
18-6-801 (8)(j)(I)	27	Corrects an internal reference to the provision allowing a law enforcement agency to decline to store firearms and ammunition for a person convicted of a crime described in subsection (8)(a) of this section. The error originated in a Senate second-reading floor amendment amending SB13-197. (See the 2013 Senate Journal for March 8, page 452 and SB13-197, chapter 366, page 2137.)
18-12-216	28	Effective June 30, 2007, all concealed handgun permits in effect permanently expired as a result of the passage of SB03-024, which created a new process to obtain a permit. Section 18-12-216 explains how permit holders and issuing authorities are to transition from the prior permitting process to the process created by SB03-024.

C.R.S. Section	Section in bill	Reason
		Because the transition is complete, this section is being repealed as obsolete. (See SB03-024, chapter 44, page 635.)
18-18-402	29	Corrects an internal reference to the defined terms for article 18 of title 18. (See HB92-1015, chapter 71, pages 324 and 354.)
18-18-428(1)(b)(II)	30	Changes the name of "emergency medical technician" to "emergency medical service provider" as a conforming amendment to HB12-1059, because HB12-1059 changed the terminology. The passage of SB15-116 inadvertently added the emergency medical technician back into current law. (See section 25-3.5-103 (8), C.R.S. 2017, HB12-1059, chapter 271, page 1437, and SB15-116, chapter 76, page 200.)
23-1-106 (7)(c)(I)(B)	31	Senate Bill 16-204 repealed subsection (10) of this section; therefore, the internal reference to subsection (10) is being repealed as a conforming amendment. (See SB16-204, chapter 222, page 848.)
24-1-107.5 (2)(c)(I)	32	House Bill 99-1359 repealed the Colorado advanced technology institute commission and SB99-004 retained reference to the commission during the repeal and reenactment of this section. Due to the concurrent passage of HB99-1359 and SB99-004, the conforming amendment to exclude the commission from SB99-004 was not made; therefore, the reference to the commission is being repealed. (See SB99-004, chapter 326, page 1350 and HB99-1359, chapter 226, page 876.)
24-1-135	33	Updates and repeals statutory references to conform with the following changes: Section 11-2-102 was relocated to section 11-102-103 by HB03-1257; section 12-22-104 was relocated to section 12-42.5-104 by HB12-1311; section 12-65-102 was repealed by HB86-1102; section 24-32-308 was relocated to section 24-48.5-103 by SB00-219 and then repealed by HB05-1205; and section 25-1-902 was relocated to section 25.5-1-602 by HB17-1024. (See HB86-1022, chapter 61, page 447; SB00-219, chapter 345, page 1676; HB03-1257, chapter 152, page 1062; HB05-1205, chapter 53, page 209; HB12-1311, chapter 281, page 1541; and HB17-1024, chapter 7, page 20.)
24-4-104 (3)(b) and (4)(b)	34	See section 12-47-901 (1)(l).
24-10-103 (4)(b)(VII)	35	Senate Bill 11-241 repealed section 17-2-201 (3)(c)(I) and created the same provision in section 17-2-201 (3)(h)(I); however, the conforming amendment in this

C.R.S. Section	Section in bill	Reason
		provision was missed. (See SB11-241, chapter 200, page 833.)
24-10-114 (1)(b)	36	See section 6-1-112 (1)(f)(I).
24-30-202.7 (4) as amended by HB18-1027	37	See section 16-2.5-121 as amended by HB18-1027. (See Section 10 of HB18-1027.)
24-30-1101 (1)(d)	38	Changes existing statutory references to the division of central services to refer instead to the department of personnel pursuant to section 24-50.3-106, C.R.S.
24-30-1104 (1)(l)	39	See section 24-30-1101 (1)(d).
24-30-1112	40	See section 24-30-1101 (1)(d).
24-30-1113 IP(2)(b), (3), (4), and (6)	41	See section 24-30-1101 (1)(d).
24-30-1114 (2)	42	See section 24-30-1101 (1)(d).
24-33.5-412 (9)	43	Replaces an incorrect reference to the provision creating the liquor enforcement division with a general reference to the department in which it originates. (See HB14-1037, chapter 358, page 1682.)
24-33.5-1227 (1)(a)(I)	44	Senate Bill 14-046 repealed section 34-63-102 (5.4)(b)(II), effective July 1, 2017; therefore, the internal reference to this section is being repealed. (See SB14-046, chapter 210, page 784.)
24-33.5-1231 (1)	45	See section 24-33.5-1227 (1)(a)(I).
24-33.5-1614 (3)(b)	46	Corrects an internal reference to the provision requiring the division of homeland security and emergency management to develop a state strategy for homeland security. The error originated in the Senate Judiciary Committee Report amending HB12-1283. (See the 2012 Senate Journal for May 1, page 1010 and HB12-1283, chapter 240, page 1125.)
24-34-104 (29)(a)(II)	47	House Bill 17-1238 relocated the "Colorado Fair Debt Collection Practices Act" from article 14 of title 12 to article 16 of title 5; however, the conforming amendment in this provision was missed. (See HB17-1238, chapter 260, page 1079.)
24-34-109 (6)	48	Dual agency rule-making regarding the physician's role in prescriptive authority for advanced practice nurses was repealed by SB15-197, effective September 1, 2015; however, the conforming amendment repealing the dual agency rule-making provisions in this

C.R.S. Section	Section in bill	Reason
		subsection was missed. (See SB15-197, chapter 197, page 667 and 672.)
24-34-110 (4)(a)(X)	49	See section 6-1-112 (1)(f)(I).
24-46.3-101 (6)	50	See section 8-14.3-202 (9).
24-47-103 (7)(b)	51	Corrects an internal reference to the reporting requirements established in subsection (7)(a) of this section. This corrects an error originating in the introduced version of the HB13-1193. (See HB13-1193, chapter 259, page 1365.)
24-65.5-103.7 (1)(a)	52	See section 6-1-112 (1)(f)(I).
24-72-203 IP(3.5)(b) and (3.5)(c)	53	Corrects internal references to the public record formatting provisions found within this section. The errors originated in the House Appropriations Committee Report amending SB17-040. (See the 2017 House Journal for May 9, page 1409 and SB17-040, chapter 286, page 1582.)
24-72-205 (6)(b)	54	See section 6-1-112 (1)(f)(I).
24-72-703 (1)	55	Internal references within this provision were not updated due to missed conforming amendments and an oversight in the bill enacting this provision. (See SB14-206, chapter 317, page 1382, HB14-1378, chapter 283, page 1166, and HB17-1266, chapter 380, page 1952.)
24-75-903 (2)	56	See section 24-30-1101 (1)(d).
24-80-1401 (2)	57	See section 24-30-1101 (1)(d).
24-82-103 (5)(a)	58	See section 24-30-1101 (1)(d).
25-3-103 (1)(c)	59	See section 6-1-112 (1)(f)(I).
25-3-105 (1)(a)(I)(B)	60	See section 6-1-112 (1)(f)(I).
25-7-412 (3)	61	House Bill 03-1313 modified the list of geographic regions required to participate in the automobile inspection and readjustment program. One of the modifications was to include the city and county of Broomfield in the program area; however, the conforming amendment to include the city and county of Broomfield was missed in this provision. (See HB03-1313, chapter 186, page 1357.)
25-7-902 IP	62	Inserts an introductory portion to a definitions section to follow standard drafting procedure.
25-7-1302 IP	63	See section 25-7-902 IP.

C.R.S. Section	Section in bill	Reason
25.5-5-308 (2)(a)(IV) and (8)(b.5)	64	<ul style="list-style-type: none"> • Public Law 111-148, known as the "Patient Protection and Affordable Care Act", reclassified former section 42 U.S.C. sec. 300gg as 42 U.S.C. sec. 300gg-3 thus relocating the definition of "creditable coverage" from sec. 300gg (c) to 300gg-3 (c). (See Public Law 111-148.) • The House Appropriations Committee Report amending HB16-1362 renamed the disability investigational and pilot support fund to the disability support fund; however, the conforming amendment in this section was missed. (See the 2016 House Journal for April 26, page 1042 and HB16-1362, chapter 319, page 1291.)
26-13-118 (2) and (3) as amended by HB18-1027	65	See section 16-2.5-121 as amended by HB18-1027. (See Section 14 of HB18-1027.)
28-5-703 (4)(b)	66	See section 8-14.3-202 (9).
30-2-102 (2.3)(b)	67	See section 6-1-112 (1)(f)(I).
32-13-107 (3)(b)(I)(C)	68	See section 6-1-112 (1)(f)(I).
33-4-102 (1.6)(b)	69	See section 6-1-112 (1)(f)(I).
34-32-116 (7)(n)	70	House Bill 07-1254 relocated the provisions related to agricultural experiment stations from article 33 of title 23 to part 6 of article 31 of title 23; however, the conforming amendment in this provision was missed. (See HB07-1254, chapter 141, page 541.)
35-1-104 (3)	71	Repeals an internal reference to article 20 of title 35 due to the repeal of the article, effective April 12, 1989. (See SB89-187, chapter 303, page 1395.)
35-1-106 (1)(p)(I)	72	Corrects internal references. Article 11 of title 12 was relocated to part 2 of article 43 of title 35 by SB09-151 and article 16 of title 12 was relocated to articles 36 and 37 of title 35 by SB17-225. (See SB09-151, chapter 89, page 342 and SB17-225, chapter 262, page 1209.)
35-1-106.5 (1)	73	See section 35-1-106 (1)(p)(I).
35-1-107 IP(5)	74	See section 35-1-106 (1)(p)(I).
35-80-103 (2)(f)	75	Live greyhound racing became a prohibited activity upon the passage of HB14-1146; therefore, this provision is being repealed as obsolete. (See section 12-60-604 C.R.S. 2017 and HB14-1146, chapter 25, page 164.)

C.R.S. Section	Section in bill	Reason
37-42-113 (1)(c) and (2)	76	See section 6-1-112 (1)(f)(I).
37-60-115 (7)	77	House Bill 12-1278 authorized the South Platte River and alluvial aquifer study and established reporting requirements that were to be completed by 2014; therefore, as this time has elapsed, this subsection is being repealed as obsolete. (See HB12-1278, chapter 239, page 1062 and to view the report, see http://southplatte.colostate.edu .)
38-13-116.5 (2.7)	78	Authorization to transmit money pursuant to this subsection is no longer possible due to the repeal of subsections (2.7)(a), (2.7)(a.5), and (2.7)(b); therefore, the required report as specified in subsection (2.7)(c) on money transfers authorized by the three repealed provisions is no longer necessary. As subsection (2.7)(c) is the only remaining provision in this subsection, the entire subsection is being repealed as inoperative. (See HB08-1390, chapter 293, page 1260 and HB13-1115, chapter 338, page 1974.)
39-3-119.5 (2)(b)(II)	79	See section 6-1-112 (1)(f)(I).
39-22-322 (2)	80	House Bill 99-1207 reduced the state income tax rate for income imposed on individuals, estates, and trusts from five percent to four and three-quarters percent for the taxable year 1999 and HB00-1103 further reduced the tax rate for taxable years commencing on or after January 1, 2000, to four and sixty-three one hundredths percent. The conforming amendment in this provision to reflect the reduction of rate was missed resulting in an internal reference to the higher taxable rate in effect prior to 1999; therefore, the internal reference is being broadened to include the appropriate tax return scenario applicable to the filer. (See HB99-1207, chapter 333, page 1376 and HB00-1103, chapter 296, page 1413.)
39-22-534 (4)(b)	81	See section 6-1-112 (1)(f)(I).
39-22-537 (2)(b)	82	See section 6-1-112 (1)(f)(I).
39-22-601 (2.5)(h) and (5)(f)	83	See section 39-22-322 (2).
39-27-105 (1.5)	84	Restores language inadvertently dropped by HB00-1479. (See section 39-27-105 (1.5), C.R.S. 1999 and HB00-1479, chapter 371, page 1922.)
40-2-109 (2)(a)(I)	85	Repeals an internal reference to section 42-3-305 due to the repeal of the section, effective July 1, 2010. (See SB10-212, chapter 412, page 2032.)

C.R.S. Section	Section in bill	Reason
42-2-114.5 (2)(o)	86	Corrects an internal reference to the provision requiring commercial driver's license driving testers to pay an annual fee. The error originated in the introduced version of SB14-194. (See SB14-194, chapter 346, page 1544.)
42-3-309 (4)(a)	87	See section 12-47-901 (1)(l).
42-4-309 (3)(b)	88	Repeals redundant language. (See HB93-1340, chapter 321, page 1955.)
43-1-113 (16)(a)	89	Corrects an internal reference to the definition of "low responsible bidder". The error originated in the introduced version of HB17-1051. (See HB17-1051, chapter 99, page 353.)
House Bill 18-1039 Sections 6 and 7	90	The effective dates outlined in sections 6 and 7 of the act are incompatible. Section 6 instructs that sections 4, 6, and 7, of the act take effect upon passage. Section 7 instructs that sections 4, 6, and 7 take effect August 8, 2018, or the date specified by the petition clause. Because these sections cannot take effect on both August 8, 2018, and upon passage, and because the act was passed with a petition clause, the effective date of these sections is being changed to follow the provisions of the petition clause.